

FEDERAL REGISTER

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Agencies in this issue—

Agricultural Stabilization and
Conservation Service
Agriculture Department
Army Department
Civil Service Commission
Commodity Credit Corporation
Consumer and Marketing Service
Customs Bureau
Federal Aviation Agency
Federal Communications Commission
Federal Power Commission
Fish and Wildlife Service
Food and Drug Administration
Forest Service
Indian Affairs Bureau
Interstate Commerce Commission
Justice Department
Land Management Bureau
Navy Department
Securities and Exchange Commission
Small Business Administration
Wage and Hour Division

Detailed list of Contents appears inside.



Just Released

CODE OF FEDERAL REGULATIONS

(As of January 1, 1965)

Title 7—Agriculture (Parts 1030-1059)-----	\$1.00
(Revised)	
Title 26—Internal Revenue (Parts 20-29)-----	\$0.40
(Pocket Supplement)	
Title 26—Internal Revenue (Parts 170-299)-----	\$0.75
(Pocket Supplement)	
Title 32A—National Defense, Appendix-----	\$1.00
(Revised)	

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List of CFR Parts Affected

(Codification Guide)

The following numerical guide is a list of the parts of each title of the Code of Federal Regulations affected by documents published in today's issue. A cumulative list of parts affected, covering the current month to date, appears at the end of each issue beginning with the second issue of the month.

A cumulative guide is published separately at the end of each month. The guide lists the parts and sections affected by documents published since January 1, 1965, and specifies how they are affected.

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Title 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 213—EXCEPTED SERVICE

Entire Executive Civil Service

Section 213.3102(q) is amended to increase the flexibility of the authority by deleting the compensation limitations and changing the time limitation from working days to equivalent hours, and to increase the amount of work permissible under cooperative work-study programs by providing that the time limitation does not apply to these positions at GS-5 and below. Effective upon publication in the FEDERAL REGISTER, paragraph (q) of § 213.3102 is amended as set out below.

§ 213.3102 Entire executive civil service.

(q) Temporary or intermittent positions at GS-7 and below when the appointees are to assist scientific, professional, or technical employees. Persons employed under this provision shall be (1) bona fide students at high schools or accredited colleges or universities pursuing courses related to the field in which employed; or (2) bona fide high school science and mathematics teachers. No person shall be employed under this provision (i) in a position of a routine clerical type; or (ii) in excess of 1,040 working hours a year; except that the 1,040-working-hours-a-year limitation shall not apply to persons employed under this provision in positions at GS-5 and below which are established in connection with an organized work-study program involving alternating periods of work experience and related study at an accredited college or university in a cooperative curriculum in which the work experience is a prerequisite to the award of a degree.

(R.S. 1753, sec. 2, 22 Stat. 403, as amended; 5 U.S.C. 631, 633; E.O. 10577, 19 F.R. 7521, 3 CFR, 1954-58 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] MARY V. WENZEL,
Executive Assistant to
the Commissioners.

[F.R. Doc. 65-4215; Filed, Apr. 21, 1965; 8:49 a.m.]

PART 213—EXCEPTED SERVICE

Small Business Administration

Section 213.3132 is amended to authorize the temporary exception under Schedule A of personnel engaged in making and administering loans, either directly or cooperatively, in disaster areas declared by the President, as a result of the floods and tornadoes in Minnesota, Iowa, Michigan, Wisconsin, Illinois, Indiana, and Ohio in April 1965.

Effective upon publication in the FEDERAL REGISTER, paragraph (d) is added to § 213.3132 as set out below.

§ 213.3132 Small Business Administration.

(d) For the duration of the disasters caused by floods and tornadoes in Minnesota, Iowa, Wisconsin, Michigan, Illinois, Indiana, and Ohio in April 1965, as declared by the President, temporary appointment of personnel employed to make and administer small loans, either directly or cooperatively under section 7(b)(2) of the Small Business Act, as amended by P.L. 88-264 of February 5, 1964. Such appointments shall not exceed 6 months initially, but may with prior approval of the Commission be extended for an additional 6 months.

(R.S. 1753, sec. 2, 22 Stat. 403, as amended; 5 U.S.C. 631, 633; E.O. 10577, 19 F.R. 7521, 3 CFR, 1954-58 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] MARY V. WENZEL,
Executive Assistant to
the Commissioners.

[F.R. Doc. 65-4216; Filed, Apr. 21, 1965; 8:49 a.m.]

Title 7—AGRICULTURE

Chapter VII—Agricultural Stabilization and Conservation Service (Agricultural Adjustment), Department of Agriculture

SUBCHAPTER B—FARM ACREAGE ALLOTMENTS AND MARKETING QUOTAS

[Amdt. 3]

PART 719—RECONSTITUTION OF FARMS, ALLOTMENTS, AND BASES

Allocation of Allotments by Land Owner

(a) This amendment is issued pursuant to section 375(b) of the Agricultural Adjustment Act of 1938, as amended (7 U.S.C. 1375(b)), section 124 of the Soil Bank Act (7 U.S.C. 1812), and the Soil Conservation and Domestic Allotment Act (16 U.S.C. 590g-p). This amendment provides for division of allotments in the manner designated by the farm owner, within certain limitations, in cases where ownership of a tract of land is transferred from the parent farm for agricultural purposes and the land was not or could not have been acquired by right of eminent domain.

(b) Since farms are now being reconstituted, it is essential that this amendment be made effective as soon as possible. It is hereby determined and found that compliance with the notice and public procedure requirements, and the 30-day effective date requirement of section 4 of the Administrative Procedure

Act (60 Stat. 238; 5 U.S.C. 1003) is impracticable and contrary to the public interest and this amendment shall be effective upon filing this document with the Director, Office of the Federal Register.

Section 719.8 of the regulations for Reconstitution of Farms, Allotments, and Bases (29 F.R. 13370, 16185; 30 F.R. 3855) is amended by adding the following new paragraph (j) at the end thereof:

§ 719.8 Rules for determining farm bases, farm allotments, and history acreages where reconstitution is by division.

(j) Allocation of allotments by land owner. Notwithstanding any other provision of this part, if the ownership of a tract of land is transferred from a parent farm for agricultural purposes and the land was not or could not have been acquired under right of eminent domain, the county committee shall divide the allotments for the farm among the tracts in the manner designated by the owner of the parent farm subject to the conditions set forth in this paragraph. If the county committee determines that the allotments cannot be divided in the manner designated by the owner because of the conditions set forth in this paragraph, the owner shall be notified and permitted to revise the designation of allotments so as to meet the conditions set forth in this paragraph. If the owner does not furnish a revised designation of allotments within a reasonable time after such notification or if any revised designation of allotments does not meet the conditions set forth in this paragraph, the rules in paragraphs (a) through (i) of this section shall be applied to constitute the farms. In applying the provisions of this paragraph, if a parent farm is composed of tracts under separate ownership, each separately owned tract being transferred in part shall be considered as a separate farm and shall be constituted separately from the parent farm using the rules in paragraphs (a) through (i) of this section, as applicable, for dividing the allotments prior to application of the provisions of this paragraph.

(1) The amount of a commodity allotment (i) designated for a tract of land for which the ownership is being transferred from a parent farm or (ii) remaining on a parent farm after transfer of ownership of one or more tracts by the owner of the parent farm shall not be larger than that amount required to establish an allotment for such commodity comparable to those established for similar farms in the same area taking into consideration (a) the land, labor, and equipment available for the production of the commodity; (b) crop rotation practices; and (c) the soil and other physical factors affecting the production of the commodity.

(2) The sum of the allotments and bases divided among the tracts shall not exceed the allotments and bases for the parent farm;

(3) The sum of the allotments and bases allocated to an individual tract shall not exceed the cropland in such tract, or such lesser acreage as the county committee determines is consistent with good land use practices; and,

(4) Provisions of this paragraph shall not be applicable where the land is subject to a deed of trust, lien, or mortgage unless the holder of the deed of trust, mortgagee, or lien holder agree to the division of allotments.

(Sec. 375, 52 Stat. 66, as amended, 7 U.S.C. 1375; sec. 124, 70 Stat. 198, 7 U.S.C. 1812; secs. 16(b), 74 Stat. 1030, 16(c), 75 Stat. 5, 16(d), 75 Stat. 302, 105(c), 75 Stat. 301, 16 (h), 77 Stat. 45, 16 U.S.C. 590p)

Effective date: Date of filing this document with the Director, Office of the Federal Register.

Signed at Washington, D.C., on April 19, 1965.

H. D. GODFREY,
Administrator, Agricultural Stabilization and Conservation Service.

[F.R. Doc. 65-4218; Filed, Apr. 21, 1965; 8:49 a.m.]

Chapter XIV—Commodity Credit Corporation, Department of Agriculture

SUBCHAPTER B—LOANS, PURCHASES, AND OTHER OPERATIONS

[C.C.C. Grain Price Support Regs., 1964-Crop Barley Supp., Amdt. 3]

PART 1421—GRAINS AND SIMILARLY HANDLED COMMODITIES

Subpart—1964-Crop Barley Loan and Purchase Programs

Correction

In F.R. Doc. 65-3671 appearing at 30 F.R. 4606 in the issue for Friday, April 9, 1965, the following change should be made: In § 1421.2231(f), in the 3d column of the table for Missouri, opposite "Camden", the figure now reading ".99" is corrected to read ".90".

Title 9—ANIMALS AND ANIMAL PRODUCTS

Chapter III—Consumer and Marketing Service, Department of Agriculture

SUBCHAPTER A—MEAT INSPECTION REGULATIONS

PART 317—LABELING

PART 318—REINSPECTION AND PREPARATION OF PRODUCTS

Miscellaneous Amendments

On November 26, 1964, there was published in the FEDERAL REGISTER (29 F.R. 15873) a notice of proposed amendments of Parts 317 and 318 of the Federal Meat Inspection Regulations (9 CFR Parts 317

and 318) to prescribe the conditions for safe use of certain chemicals and gamma radiation in the processing of products under the Meat Inspection Act. After due consideration of all relevant matters in connection with such notice and under the authority of the Meat Inspection Act, as amended and extended (21 U.S.C. 71-91, 96), and subsections 306 (b) and (c) of the Tariff Act of 1930, as amended (19 U.S.C. 1306 (b) and (c)), Parts 317 and 318 of said regulations are amended as stated below.

1. In § 317.9, the heading is changed and a new paragraph (f) is added to read, respectively, as follows:

§ 317.9 Labeling products prepared with artificial coloring, artificial flavoring, antioxidants, or preservatives or treated with ionizing radiation.

(f) When product is treated with ionizing radiation, a term approved by the Director such as "Processed by Ionizing Radiation" shall appear on the principal display panel in conjunction with the product name.

Class of substance	Substance	Purpose	Products	Amount
Cooling and retort water treatment agents.	Disodium phosphate.....	To prevent staining on exterior of canned goods.	Various.....	Sufficient for purpose.
	Diethyl sodium sulfosuccinate.....	do.....	do.....	0.05 percent.
	Sodium bicarbonate.....	do.....	do.....	Sufficient for purpose.
	Sodium carbonate.....	do.....	do.....	Do.
	Calcium chloride.....	do.....	do.....	Do.
	Sodium dodecylbenzene sulfonate.....	do.....	do.....	0.05 percent.
	Sodium hexametaphosphate.....	do.....	do.....	Sufficient for purpose.
	Sodium lauryl sulfate.....	do.....	do.....	0.05 percent.
	Sodium metasilicate.....	do.....	do.....	Sufficient for purpose.
	Sodium tripolyphosphate.....	do.....	do.....	Do.
	Zinc oxide.....	do.....	do.....	0.01 percent.
	Zinc sulfate.....	do.....	do.....	Do.
	Propylene glycol.....	do.....	do.....	Sufficient for purpose.

b. The information shown for denuding agents in the chart is revised to read:

Class of substance	Substance	Purpose	Products	Amount
Denuding agents; may be used in combination. Must be removed from tripe by rinsing with potable water.	Lime.....	To denude mucous membrane.	Tripe.....	Sufficient for purpose.
	Sodium carbonate.....	do.....	do.....	Do.
	Sodium hydroxide.....	do.....	do.....	Do.
	Sodium metasilicate.....	do.....	do.....	Do.
	Sodium persulfate.....	do.....	do.....	Do.
	Trisodium phosphate.....	do.....	do.....	Do.

c. The following information for hog scald agents is inserted after "Gases" and the information relating thereto.

Class of substance	Substance	Purpose	Products	Amount
Hog scald agents; must be removed by subsequent cleaning operations.	Caustic soda.....	To remove hair.....	Hog carcasses.....	Sufficient for purpose.
	Diethyl sodium sulfosuccinate.....	do.....	do.....	Do.
	Lime.....	do.....	do.....	Do.
	Methyl polysilicone.....	do.....	do.....	Do.
	Sodium carbonate.....	do.....	do.....	Do.
	Sodium dodecylbenzene sulfonate.....	do.....	do.....	Do.
	Sodium hexametaphosphate.....	do.....	do.....	Do.
	Sodium lauryl sulfate.....	do.....	do.....	Do.
	Sodium metasilicate.....	do.....	do.....	Do.
	Sodium tripolyphosphate.....	do.....	do.....	Do.

4. Part 318 is amended by adding thereto a new § 318.18 to read:

§ 318.18 Gamma radiation for treatment of product.

With appropriate declaration as required in Part 317 of this subchapter,

2. In § 318.4 the heading is changed and a new paragraph (c) is added to read, respectively, as follows:

§ 318.4 Products and chemical preparations entering official establishments; identification; disposition; shipping in commerce.

(c) Containers of preparations which enter any official establishment for use in cooling or retort water, in hog scalding water or in denuding of tripe shall at all times while they are in such establishment bear labels showing the chemical names of the chemicals in such preparations. In the case of preparations containing chemicals which are specifically limited by § 318.7(b)(4) as to amount used, the labels on the containers shall also show the percentage of each such chemical in the preparation.

3. In § 318.7(b)(4) the chart is amended as follows:

a. The following information for cooling and retort water treatment agents is inserted after "coloring agents (synthetic)" and the information relating thereto.

Class of substance	Substance	Purpose	Products	Amount
Cooling and retort water treatment agents.	Disodium phosphate.....	To prevent staining on exterior of canned goods.	Various.....	Sufficient for purpose.
	Diethyl sodium sulfosuccinate.....	do.....	do.....	0.05 percent.
	Sodium bicarbonate.....	do.....	do.....	Sufficient for purpose.
	Sodium carbonate.....	do.....	do.....	Do.
	Calcium chloride.....	do.....	do.....	Do.
	Sodium dodecylbenzene sulfonate.....	do.....	do.....	0.05 percent.
	Sodium hexametaphosphate.....	do.....	do.....	Sufficient for purpose.
	Sodium lauryl sulfate.....	do.....	do.....	0.05 percent.
	Sodium metasilicate.....	do.....	do.....	Sufficient for purpose.
	Sodium tripolyphosphate.....	do.....	do.....	Do.
	Zinc oxide.....	do.....	do.....	0.01 percent.
	Zinc sulfate.....	do.....	do.....	Do.
	Propylene glycol.....	do.....	do.....	Sufficient for purpose.

b. The information shown for denuding agents in the chart is revised to read:

Class of substance	Substance	Purpose	Products	Amount
Denuding agents; may be used in combination. Must be removed from tripe by rinsing with potable water.	Lime.....	To denude mucous membrane.	Tripe.....	Sufficient for purpose.
	Sodium carbonate.....	do.....	do.....	Do.
	Sodium hydroxide.....	do.....	do.....	Do.
	Sodium metasilicate.....	do.....	do.....	Do.
	Sodium persulfate.....	do.....	do.....	Do.
	Trisodium phosphate.....	do.....	do.....	Do.

c. The following information for hog scald agents is inserted after "Gases" and the information relating thereto.

Class of substance	Substance	Purpose	Products	Amount
Hog scald agents; must be removed by subsequent cleaning operations.	Caustic soda.....	To remove hair.....	Hog carcasses.....	Sufficient for purpose.
	Diethyl sodium sulfosuccinate.....	do.....	do.....	Do.
	Lime.....	do.....	do.....	Do.
	Methyl polysilicone.....	do.....	do.....	Do.
	Sodium carbonate.....	do.....	do.....	Do.
	Sodium dodecylbenzene sulfonate.....	do.....	do.....	Do.
	Sodium hexametaphosphate.....	do.....	do.....	Do.
	Sodium lauryl sulfate.....	do.....	do.....	Do.
	Sodium metasilicate.....	do.....	do.....	Do.
	Sodium tripolyphosphate.....	do.....	do.....	Do.

canned bacon may be treated with gamma radiation for purposes of preservation under the following conditions:

(a) The radiation source shall consist of sealed units containing cesium 137 or cobalt 60.

(b) The bacon shall be in cans coated with acceptable polymeric and/or resinous coatings and shall be under vacuum or in an inert atmosphere and the absorbed dose shall be 4.5 to 5.6 megarads.

(c) A record of total dose shall be obtained by phantoms having the same geometry as the containers of bacon and containing dosimeters suitable for the maintenance of permanent records of exposure. Measurement of total dose shall be made by the use of one phantom for each 24-hour period of operation or for each period that expires in processing 1,000 cans, whichever is the shorter period, with exposure records being made available for Division checking.

(Sec. 306, 46 Stat. 689, as amended, 19 U.S.C. 1306; 34 Stat. 1264, 21 U.S.C. 89; F.R. 16210, 30 F.R. 2160)

These amendments shall become effective 30 days after publication in the FEDERAL REGISTER.

Done at Washington, D.C., this 16th day of April 1965.

R. K. SOMERS,
Acting Deputy Administrator,
Consumer Protection, Consumer
and Marketing Service.

[F.R. Doc. 65-4201; Filed, Apr. 21, 1965;
8:48 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Agency

[Airspace Docket No. 65-WE-35]

PART 71—DESIGNATION OF FEDERAL AIRWAYS, CONTROLLED AIRSPACE, AND REPORTING POINTS

Alteration of Transition Area

The purpose of this amendment to § 71.181 of the Federal Aviation Regulations is to alter the Needles, Calif., transition area.

The Needles transition area is designated, in part, with reference to the Needles Radio Range which will be decommissioned. Therefore, action is taken herein to revoke the transition area based on the Needles Radio Range and redescribe the transition area based on the Needles VORTAC.

Since the change affected by this amendment is less restrictive in nature than present requirements, notice and public procedure hereon are unnecessary.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective June 24, 1965, as hereinafter set forth.

In § 71.181 (29 F.R. 17685), the Needles, Calif., transition area is amended to read:

NEEDLES, CALIF.

That airspace extending upward from 1,200 feet above the surface within 10 miles N and 7 miles S of the Needles VORTAC 092° and 272° radials, extending from 8 miles W to 20 miles E of the VORTAC.

(Sec. 307(a), Federal Aviation Act of 1958, as amended; 72 Stat. 749; 49 U.S.C. 1348)

Issued in Los Angeles, Calif., on April 14, 1965.

LEE E. WARREN,
Acting Director, Western Region.

[F.R. Doc. 65-4180; Filed, Apr. 21, 1965;
8:46 a.m.]

Title 13—BUSINESS CREDIT AND ASSISTANCE

Chapter I—Small Business Administration

[Rev. 5, Amdt. 1]

PART 121—SMALL BUSINESS SIZE STANDARDS

Definition of Small Business Nonmanufacturer for Government Procurements and Subcontracting; Correction

The effective date of Amendment 1, "Definition of a Small Business Nonmanufacturer for the Purpose of Government Procurements and Subcontracting," (note to § 121.3-8(c)) is corrected to read 60 (not 30) days after publication in the FEDERAL REGISTER. The amendment was published in the FEDERAL REGISTER April 1, 1965 (30 F.R. 4252).

Dated: April 15, 1965.

PADRAIC P. FRUCHT,
Assistant Administrator
for Economics.

[F.R. Doc. 65-4179; Filed, Apr. 21, 1965;
8:46 a.m.]

Title 18—CONSERVATION OF POWER AND WATER RESOURCES

Chapter I—Federal Power Commission

[Docket No. R-270; Order 294-A]

PART 141—STATEMENTS AND REPORTS (SCHEDULES)

Public Utilities and Licensees; Transmission Line Statistics in Annual Report

APRIL 6, 1965.

The Commission, on March 16, 1965, issued Order No. 294 (30 F.R. 3707), intending thereby to relieve partially all persons who are required to file the annual report, F.P.C. Form No. 1, from furnishing detailed information with respect to each transmission line they operate. Since, however, certain language in the order erroneously restricted the relief to jurisdictional respondents, we are here making the necessary corrections to carry out our original intention. Accordingly—

The Commission, acting pursuant to the authority set forth in Order No. 294, orders:

(A) The opening paragraph of Order No. 294 is amended to read as follows:

"The schedule 'Transmission Line Statistics' on page 442 of the annual report F.P.C. Form No. 1, provides for the furnishing of information with respect to each transmission line operated by the public utility, licensee, or other person required to make the report by paragraphs (b) and (c) of § 141.1 of the regulations under the Federal Power Act."

(B) The first paragraph of ordering clause (A) of Order No. 294 is amended to read as follows:

"Effective for the reporting year 1964 only, Annual Report F.P.C. Form No. 1, required by paragraphs (b) and (c) of § 141.1, Subchapter D, Chapter I of Title 18, Code of Federal Regulations, to be filed by public utilities, licensees, and others, is amended by amending instruction paragraphs 1. and 3. to the schedule 'Transmission Line Statistics', on page 442 of the said Form No. 1 to read as follows:"

(C) These amendments shall be effective as of March 16, 1965, the date of issuance of Order No. 294.

(D) The Secretary shall cause prompt publication of this order to be made in the FEDERAL REGISTER.

By the Commission.

[SEAL] GORDON M. GRANT,
Acting Secretary.

[F.R. Doc. 65-4184; Filed, Apr. 21, 1965;
8:46 a.m.]

Title 28—JUDICIAL ADMINISTRATION

Chapter I—Department of Justice

[Order 334-65]

PART 0—ORGANIZATION OF THE DEPARTMENT OF JUSTICE

Subpart J—Civil Rights Division

ASSIGNING FUNCTIONS WITH RESPECT TO THE PRESIDENT'S COMMITTEE ON EQUAL EMPLOYMENT OPPORTUNITY, THE PRESIDENT'S COUNCIL ON EQUAL OPPORTUNITY, AND THE ECONOMIC OPPORTUNITY COUNCIL

Under and by virtue of the authority vested in me by section 161 of the Revised Statutes (5 U.S.C. 22) and section 2 of Reorganization Plan No. 2 of 1950 (64 Stat. 1261), and in conformity with section 102(c) of Executive Order No. 10925 and section 2(2) and section 8 of Executive Order No. 11197, it is hereby ordered as follows—

1. Subpart J (relating to the Civil Rights Division) of Part 0 of Title 28 of the Code of Federal Regulations is hereby amended by adding at the end thereof a new § 0.53 to read as follows:

§ 0.53 Special assignments.

(a) The Assistant Attorney General in charge of the Civil Rights Division and, in his absence, his First Assistant, shall serve as—

(1) The alternate of the Attorney General on the President's Committee on Equal Employment Opportunity pursuant to section 102(c) of Executive Order No. 10925;

(2) The alternate of the Attorney General on the Council on Equal Opportunity pursuant to section 2(2) of Executive Order No. 11197; and

(3) The designee of the Attorney General to oversee and coordinate equal opportunity activities within the Department and to serve as liaison with the Council pursuant to section 8 of Executive Order No. 11197.

(b) The First Assistant to the Assistant Attorney General in charge of the Civil Rights Division shall serve as the alternate of the Attorney General on the Economic Opportunity Council established by section 604 of the Economic Opportunity Act of 1964, 78 Stat. 531.

2. Paragraph (b-1) of § 0.6 of Part 0 of Title 28 of the Code of Federal Regulations, as added by Order No. 332-65 of February 23, 1965, is hereby superseded, and that order is revoked.

3. The provisions of this order shall be effective upon the publication of this order in the FEDERAL REGISTER.

Dated: April 19, 1965.

NICHOLAS DEB. KATZENBACH,
Attorney General.

[P.R. Doc. 65-4296; Filed, Apr. 21, 1965;
11:55 a.m.]

Title 32—NATIONAL DEFENSE

Chapter V—Department of the Army

SUBCHAPTER E—ORGANIZED RESERVES

PART 564—NATIONAL GUARD REGULATIONS

Termination of Appointment and Withdrawal of Federal Recognition

Paragraphs (g) and (h) in § 564.5 are revised to read as follows:

§ 564.5 Termination of appointment and withdrawal of Federal recognition.

(g) *Transfer to the Retired Reserve.*

(1) An officer separated from the Army National Guard for any of the reasons in paragraph (d) (2) or (3) of this section may, if qualified, and he applies therefor, be transferred to the Retired Reserve in lieu of discharge from his appointment as a Reserve of the Army.

(2) Eligibility requirements for transfer to the Retired Reserve are contained in paragraph (h) (1) (iii) of this section.

(3) An officer may submit an application for such assignment to the Commanding Officer, U.S. Army Records Center, St. Louis, Mo., 63132, through the State adjutant general, concurrent with announcement of his separation as an officer of the Army National Guard. State separation orders should specify that such application has been submitted.

(h) *Status upon termination of Federal recognition.* (1) When the Federal recognition of an officer is terminated, he becomes a member of the Army Reserve unless he has been discharged from his appointment as a Reserve commissioned officer of the Army. State separation orders (TC 411) will indicate as-

signment of the officer to the Ready Reserve Mobilization Reinforcement Pool, the Standby Reserve, or the Retired Reserve. The following will be used to determine the proper category to be used in each instance:

(i) *Ready Reserve Mobilization Reinforcement Pool.* (a) A person with a remaining Ready Reserve obligation.

(b) A person without a remaining Ready Reserve obligation voluntarily requesting assignment to the Ready Reserve Mobilization Reinforcement Pool.

(ii) *Standby Reserve.* A person not required to be placed in the Ready Reserve Mobilization Reinforcement Pool or who is not eligible for, or if eligible, has not requested transfer to the Retired Reserve.

(iii) *Retired Reserve.* A person who has requested transfer to the Retired Reserve and who meets any of the following eligibility requirements:

(a) Entitled to receive retired or retirement pay from the Armed Forces by virtue of prior military service.

(b) Has completed a total of 20 years service, active or inactive, in the Armed Forces.

(c) Has been found medically disqualified for active duty as a result of a service connected disability.

(d) Has attained the age of 37 years and has completed a minimum of 8 years qualifying Federal service as defined in Title 10 U.S.C., section 1332(a) (2).

(e) Has attained the age of 37 years and has completed a minimum of 8 years qualifying Federal service as defined in Title 10, U.S.C. section 1332(a) (1), and has served on active duty for at least 6 months in time of war or national emergency except that the service may have been performed before or after 1 July 1949.

(f) Has completed 10 or more years of active Federal commissioned service.

(g) Has been found medically disqualified for retention in an active status or for entry on active duty, not as a result of his own misconduct.

(2) Effective March 1, 1965, orders and records for personnel assigned to the Ready Reserve Mobilization Reinforcement Pool will be forwarded to the appropriate U.S. Army Corps Commander and orders and records for personnel assigned to the Standby Reserve or the Retired Reserve will be forwarded to the Commanding Officer, U.S. Army Records Center, St. Louis, Mo., 63132. Effective August 1, 1965, all orders and records will be forwarded to the U.S. Army Records Center.

(3) Any further assignments within the categories of the Army Reserve will be made by the Commanding Officer, U.S. Army Records Center. Orders and records will not be returned to the State for correction should a misassignment occur and necessary reassignment will be accomplished by the Army Records Center.

[CI, NGR 20-4, Mar. 1, 1965] (sec. 110, 70A Stat. 600; 32 U.S.C. 110)

J. C. LAMBERT,
Major General, U.S. Army,
The Adjutant General.

[P.R. Doc. 65-4192; Filed, Apr. 21, 1965;
8:47 a.m.]

Chapter VI—Department of the Navy

SUBCHAPTER C—PERSONNEL

PART 725—DISPOSITION OF CASES INVOLVING PHYSICAL DISABILITY

Miscellaneous Amendments

Scope and purpose. The amendments are intended to update Part 725 to conform with Departmental regulations (Disability Separation Manual, NAVEXOS P-1990 (Rev. 10-63) as amended by Change 1 of January 6, 1965, and distributed to Navy and Marine Corps commands in due course).

1. Section 725.102 is revised to read as follows:

§ 725.102 Purpose.

The purpose of the regulations in this part is to prescribe the administrative procedures and policies to be followed in implementing laws pertaining to discharge or retirement of members from the naval service because of physical disability.

2. Section 725.218 is amended by revising paragraph (c) (3) and (8) to read as follows:

§ 725.218 Misconduct.

(c) *Special rules.* . . .

(3) *Surgical and medical treatment.* Continuation of disability after unreasonable refusal to submit to diagnostic, medical, dental, or surgical procedure, which a board of medical officers decides is indicated for correction of such disability, shall be considered as due to the individual's own misconduct and not in line of duty from and after the time of the unreasonable refusal in question.

(8) *Self-inflicted injury.* Intentional self-inflicted injury, unaccompanied by a bona fide suicidal intent in the absence of a showing of mental irresponsibility, is deemed to be the result of the victim's own misconduct. However, in view of the strong human interest of self-preservation, a bona fide suicide attempt is considered to be evidence of mental irresponsibility. Before the rules pertaining to suicide are applied, however, it must be established that the injury was the result of a suicidal act with suicidal intent, and in cases of doubt, any other reasonable explanation of the injury should be adopted. When it is determined that the injury was the result of a bona fide suicide attempt, and when no reasonable and adequate motive therefor is supplied by the evidence, the suicidal act itself rebuts the presumption of sanity and a conclusion of mental irresponsibility is in order. When the evidence indicates that the suicidal act was motivated by a reason that might prompt a rational person to take his own life, the question of sanity will depend upon all of the evidence pertaining to the mental competence of the person at the time of the suicidal act.

3. Section 725.227 is revised to read as follows:

§ 725.227 Recommendations not considered substantially detrimental.

Recommendations, final approval of which would have any of the following consequences, shall not be considered as substantially or materially detrimental to the interest of the party:

(a) Would defer action on a case for a stated or indefinite period;

(b) Would retire the party temporarily for physical disability in lieu of permanent retirement for physical disability or separation;

(c) Would retire the party permanently for physical disability in lieu of separation;

(d) Would separate the party for physical disability with severance pay in lieu of separation without severance pay;

(e) Would not decrease party's basic rate of retired or separation pay or change the type and/or character of discharge.

4. Section 725.305 is amended by revising paragraph (a) to read as follows:

§ 725.305 Report.

(a) The report of the medical board shall be submitted in letter form to the convening authority. The subject of the letter shall include the member's full name, grade, rank, or rate, and file or service number. The body of the report shall present a summary, in longitudinal form, of all pertinent data concerning each complaint, symptom, disease, injury, or disability presented by the member which causes or is alleged to cause impairment of health.

5. Sections 725.309, 725.310 and 725.311 are revised to read as follows:

§ 725.309 Cases involving discipline.

When court-martial proceedings or investigative proceedings which might lead to court-martial are pending, indicated, or have been completed, and in cases of uncompleted sentences of courts-martial involving confinement or punitive discharge, the report of the medical board, together with all pertinent facts relative to the disciplinary aspects of the case, shall be forwarded by the convening authority to the Chief of Naval Personnel or the Commandant of the Marine Corps, as appropriate, via the Chief, Bureau of Medicine and Surgery, for such administrative action as is deemed warranted and no orders directing or authorizing the appearance of the individual before a physical evaluation board shall be issued by the convening authority.

§ 725.310 Requests for medical records.

As soon as it appears likely that a member will be considered for separation from the service because of physical disability, the commanding officer of the hospital concerned shall advise the Bureau of Medicine and Surgery (Code 3343) and request that the member's medical records be forwarded to the cognizant physical evaluation board. The Chief of Naval Personnel or the Commandant of the Marine Corps, as appropriate, shall also be requested to forward a statement of service to the physical evaluation board. When orders for ap-

pearance before a physical evaluation board are issued, by the convening authority of a medical board or other authority, copies of such orders shall be distributed as follows:

	Navy		Marine Corps	
	Officer	Enlisted	Officer	Enlisted
BuPers (Pers-B1541)	1			
BuPers (Pers-E3)		1		
MarCorps			1	1
BuMed (Code 3343)	1	1	1	1
Physical evaluation board	2	2	2	2

§ 725.311 Terminal cases.

(a) The provisions of this section apply only to members of the Navy and the Marine Corps who are patients in a hospital.

(b) It is not within the mission of the Navy Department to provide definitive medical care to members on active duty requiring prolonged hospitalization who are unlikely to return to duty. The time at which a member should be processed for disability separation must be determined on an individual basis, taking into consideration the interest of both the government and the member. However, before initiating disability retirement procedures on a patient who has been identified as a terminal case, the hospital commanding officer will insure that maximum hospital benefit has been attained (maximum hospital benefit is defined as that point during hospitalization when it can be anticipated that additional hospitalization will not contribute to any substantial recovery). When maximum hospital benefit has been attained, disposition of the patient will be governed by humanitarian consideration with due regard for the economic conditions of the patient and his beneficiaries. However, terminal cases will neither be retained nor separated solely for the purpose of increasing their retirement or separation benefits.

(c) Normally a terminal medical case will be processed in accordance with the instructions of the other sections of this part. However, if death is so imminent as to preclude completion of routine procedures, and application of the criteria set forth in paragraph (b) of this section warrants early separation of a member whose case has not been presented to a physical evaluation board, a message report from the hospital commanding officer, or telephone communication if necessary, shall be made directly to the Physical Review Council, Washington, D.C., providing information necessary for a disposition to be made. Outside of normal working hours these communications shall be made to the Duty Officer, Bureau of Medicine and Surgery. Such communications shall include the following information insofar as possible:

(1) Member's full name, rank/rate, service/file number, USN/USNR, USMC/USMCR;

(2) Dependency status (i.e., single, married, children, other relatives listed in available Emergency Data personnel records);

(3) Whether member has government insurance and amount;

(4) Status of member as regards Retired Servicemen's Family Protection Plan (10 U.S.C. 1431-1446);

(5) Approximate length of Active service;

(6) Life expectancy (i.e., hours or days);

(7) Diagnosis and diagnostic nomenclature number;

(8) If death is imminent as a result of an injury as opposed to a disease:

(i) Duty status of member at time of accident (i.e., leave or liberty, authorized or unauthorized);

(ii) Opinion of investigation officer regarding line of duty/conduct;

(iii) Brief of circumstances of accident.

(d) In a case where the physical evaluation board proceedings have been forwarded to the Physical Review Council, and then death becomes imminent, such fact shall be made known to the Physical Review Council immediately so that action may be expedited, if warranted. Outside of normal working hours the procedure described in paragraph (c) of this section shall be followed.

(e) Commanding officers of naval hospitals or other authorized persons shall insure that the spouse or, if there is no spouse, the legal guardian or custodian of the child or children of mentally incompetent members is advised of his right to request the Secretary of the Navy to make an election in their behalf regarding the Retired Serviceman's Family Protection Plan.

(f) Upon effecting a member's disability retirement the member, or his next of kin if the member is mentally incompetent (including unconsciousness resulting from injury or nonmental disease), should be advised of the right to file for "Disabled Veterans Insurance" under the National Service Life Insurance Act, as amended, 38 U.S.C. Code 722. In cases of mental incompetence as defined in this paragraph, if the next of kin or some other close family member is not available to whom this information can be furnished, so appraise the Chief of Naval Personnel or the Commandant of the Marine Corps (DN), as appropriate. If in cases of mental incompetence, information pertaining to National Service Life Insurance (NSLI) is furnished to next of kin or family member, advise the Chief of Naval Personnel or the Commandant of the Marine Corps, as appropriate, of that fact, and of the date on which and the person to whom such information was furnished.

6. Section 725.401 is revised to read as follows:

§ 725.401 Function.

Physical evaluation boards are constituted to afford a full and fair hearing incident to evaluation of the physical fitness of certain members and former members of the naval service to perform the duties of their office, grade, rank, or rating: To investigate the nature, cause, degree, and probable permanency of disabilities presented by such members and

to make recommended findings appropriate thereto. No member of the naval service shall be separated or retired because of physical disability from an active duty status without a hearing before a physical evaluation board unless such hearing is waived by the member concerned. No member of the naval service shall be separated or retired because of physical disability from an inactive duty status without a hearing before a physical evaluation board if such member shall demand it.

7. Section 725.436 is revised to read as follows:

§ 725.436 Forwarding of record of proceedings.

The complete record of proceedings of the physical evaluation board, together with all documents which were before the board, shall be submitted to the Physical Review Council. A copy of the record of proceedings shall be furnished the party or his counsel by registered mail return receipt requested, if applicable. The recipient of such copy of the record of proceedings shall give a dated receipt therefor. The record of proceedings forwarded to the Physical Review Council shall include party's signed and dated statement of intention, his statement in rebuttal if one was filed, and/or a properly executed registered mail return receipt for party's copy of the proceedings. The physical evaluation board shall request party to indicate a mailing address where he can be most expeditiously reached. If these documents are not received by the physical evaluation board within ten (10) working days after transmittal of party's copy of the proceedings, the proceedings shall be forwarded to the Physical Review Council with notification concerning nonreceipt.

8. Section 725.510 is revised to read as follows:

§ 725.510 Action on cases of parties on the Temporary Disability Retired List.

Upon receipt of a report of a periodic physical examination of a party on the Temporary Disability Retired List, or report of other current medical examination acceptable to the Secretary of the Navy, the Physical Review Council shall evaluate such report. If less than five years have elapsed since the date of the placement of the name of the party on the Temporary Disability Retired List and the council considers that no change in the status of the party is indicated, the party will be so informed by the Chief of Naval Personnel or the Commandant of the Marine Corps. If the council considers that a change in the status is indicated, or if the period of five years from the date of the placement of the name of the party on the Temporary Disability Retired List will soon terminate, the council shall refer the case to a physical evaluation board for reevaluation. In the event, however, the members of the council are in agreement that the party concerned is physically fit to perform the duties of his grade, rank, or rating and the party concerned has indicated a desire to be found physically fit for the performance of his duties, the Physical

Review Council shall forward the case directly to the Secretary for action without further consideration by a physical evaluation board. In addition, upon agreement by the members of the council that the report of a periodic physical examination together with other records in the files of the Navy Department forms sufficient basis for findings on a case, the party may be notified and if the party agrees with the findings proposed by the Physical Review Council, such findings shall be forwarded to the Secretary for action without further consideration by a physical evaluation board. This latter action, however, shall not be taken by the council unless the party concerned or his representative states in writing that the party does not demand a hearing before a physical evaluation board. If the council's proposed findings would result in the party's permanent retirement for physical disability ratable at seventy-five percent or more, and the party fails to demand a hearing within five working days after receipt of notification, the Physical Review Council shall forward the proposed findings to the Secretary for final action without further consideration by a physical evaluation board.

9. Section 725.511 is amended by revising the introductory paragraph of paragraph (a) to read as follows:

§ 725.511 Action when party fails to report for final scheduled periodic physical examination.

(a) Notice by registered mail shall be mailed to a party on the Temporary Disability Retired List who has failed to report for his final periodic physical examination scheduled pursuant to subpart I of this part. This notice shall inform the party that failure to report for the scheduled physical examination, or otherwise arrange for a current medical examination acceptable to the Secretary of the Navy, unless he gives just cause for such failure prior to expiration of the five-year period, may result in loss of benefits. If the party fails to report for the physical or otherwise arrange for an acceptable current medical examination, the Physical Review Council shall consider all available records pertaining to the physical condition of the party concerned and, on the basis thereof, recommend to the Secretary that one of the following actions be taken:

10. Section 725.707 is amended by revising paragraph (c) to read as follows:

§ 725.707 Relief from final action.

(c) *Relief involving only a change in the degree of disability reflected by an order of retirement.* An otherwise valid order of retirement may be modified to the extent that the percentage of disability contained therein may be changed upon a showing that the nature or degree of disability suffered by a member at the time of his retirement was, in fact, other than that reflected by the record of proceedings conducted in his case. Relief of this nature may be granted upon a petition supported by evidence which by due diligence could not have been pre-

sented prior to final disposition, which relates to a fact in existence at the time of final disposition, which is not merely cumulative or corroborative of matter considered at the time of final disposition, and which would have warranted the assignment of a higher percentage of disability if presented prior to final disposition.

11. Section 725.901 is amended by revising paragraph (c) to read as follows:

§ 725.901 Periodic physical examination.

(c) First endorsement to report for a scheduled periodic physical examination may be by regular mail. However, when the party fails to report as directed and a second notification must be forwarded, registered mail with return receipt shall be used, putting the party on notice that failure to report may prejudice his disability payments and may later be considered as manifesting an intent to abandon benefits, resulting in removal from the Temporary Disability Retired List.

12. Section 725.903 is revised to read as follows:

§ 725.903 Appointment, reappointment, enlistment, or reenlistment.

Any such appointment, reappointment, enlistment, or reenlistment shall be in a grade, rank, or rating not lower than the grade, rank, or rating permanently held by the member at the time his name was placed on the Temporary Disability Retired List, and may be in the grade, rank, or rating immediately above the grade, rank, or rating permanently held. For the purpose of being placed on a lineal list, promotion list, etc., the member will be given such seniority in grade, rank, or rating, or will be credited with such years of service as the Secretary of the Navy may authorize. In this connection, consideration will be given to the probable opportunities for advancement and promotion to which the member might reasonably have been entitled had it not been for his placement on the Temporary Disability Retired List.

13. Section 725.907 is revised to read as follows:

§ 725.907 Disposition when member does not consent to reappointment or reenlistment.

If a member does not consent to his reappointment or reenlistment, his status on the Temporary Disability Retired List and his disability retirement pay shall be terminated as soon as is practicable.

(R.S. 161, secs. 1216, 5031, 70A Stat. 100, 278, as amended; 5 U.S.C. 22, 10 U.S.C. 1216, 5031)

By direction of the Secretary of the Navy.

[SEAL]

WILFRED HEARN,
Rear Admiral, U.S. Navy,
Judge Advocate General of the Navy.

APRIL 15, 1965.

[P.R. Doc. 65-4193; Filed, Apr. 21, 1965; 8:47 a.m.]

Title 36—PARKS, FORESTS, AND MEMORIALS

Chapter II—Forest Service, Department of Agriculture

[U-6A]

PART 251—LAND USES

Payment for Occupancy and Use of Designated Recreation Areas

In Part 251, § 251.25a *Payment for occupancy and use of designated recreation areas* is added as follows:

§ 251.25a Payment for occupancy and use of designated recreation areas.

Occupancy and use for recreational purposes of national forest land, facilities or services thereon, for which an entrance, admission or other recreation use fee has been established pursuant to section 2(a) of the Land and Water Conservation Fund Act of 1965, shall be permitted only upon payment of the required fee. Such fee shall be established by the Chief of the Forest Service or his delegate in accordance with Executive Order 11200 dated February 26, 1965, 30 F.R. 2645, and regulations of the Secretary of the Interior, 30 F.R. 3265, as supplemented or amended. Clear notice that a fee has been established shall be posted at each area. Any violation of this section is punishable by a fine of not more than \$100.

(Interprets or applies sec. 2, 78 Stat. 897)

Done at Washington, D.C., this 16th day of April 1965.

ORVILLE L. FREEMAN,
Secretary.

[F.R. Doc. 65-4203; Filed, Apr. 21, 1965;
8:48 a.m.]

Title 43—PUBLIC LANDS: INTERIOR

Chapter II—Bureau of Land Management, Department of the Interior

SUBCHAPTER B—LAND TENURE MANAGEMENT (2000)

[Circular 2186]

PART 2230—SPECIAL USES

Subpart 2235—Leases

AIRPORT AND AVIATION FIELDS; APPLICATIONS

The purpose of this amendment is to clarify § 2235.1-1(d) to show that any political subdivision or instrumentality of a State may apply for a lease of public lands for use as a public airport under the Act of May 24, 1928 (45 Stat. 728), as amended (49 U.S.C. 211-214).

These rules involve matters relating to public property and are not required by law to be published as proposed rule making. This Department, nevertheless, customarily gives such notice and public procedure thereon. However, that practice is deemed unnecessary in this instance because this amendment merely clarifies the regulation. Accordingly,

this amendment shall become effective upon publication in the *FEDERAL REGISTER*.

Section 2235.1-1(d) is amended to read as follows:

§ 2235.1-1 Airport and aviation fields—Act of May 24, 1928.

(d) *Applications.* (1) Applications under the Act may be made by: Any citizen of the United States; any group or association of citizens of the United States; any corporation, organized under the laws of the United States or of any State, authorized to conduct business in the State in which the land involved is located; any State or any political subdivision or instrumentality thereof, including counties and municipalities.

(2) No specific form of application is required.

(3) Each application must clearly describe the land applied for, must be signed by the applicant or by a duly authorized agent or officer.

(4) Each application must be accompanied by a non-refundable service fee of \$10. However, no service fee will be required from a State or political subdivision or instrumentality thereof.

STEWART L. UDALL,
Secretary of the Interior.

APRIL 14, 1965.

[F.R. Doc. 65-4194; Filed, Apr. 21, 1965;
8:47 a.m.]

[Circular No. 2187]

PART 2240—SALES AND EXCHANGES

Subpart 2242—Townsites

ISSUANCE OF CERTIFIED STATEMENTS

On page 2263 of the *FEDERAL REGISTER* of February 19, 1965, there was published a notice and text of a proposed amendment of § 2242.6 to add a new section to provide procedures for the issuance of certified statements as to information contained in Bureau of Land Management records concerning trustee's deeds which conveyed title to lots included in townsites in Oklahoma.

Interested persons were given 30 days within which to submit written comments, suggestions or objections with respect to the proposed amendment. No comments, suggestions or objections have been received, and the proposed amendment is hereby adopted without change and is set forth below. This amendment shall become effective on publication in the *FEDERAL REGISTER*.

STEWART L. UDALL,
Secretary of the Interior.

APRIL 14, 1965.

§ 2242.6-4 Certified statements.

(a) *Authority.* The act of May 14, 1890 (26 Stat. 109, 43 U.S.C. 1111) authorized trustees appointed by the Secretary of the Interior to enter lands as townsites, and, in the execution of their trusts, to convey title to such property. When, by the act of July 7, 1898 (30 Stat. 674, 43 U.S.C. 1111) all boards of trustees for townsites were abolished, the Commissioner of the General Land Office was

vested with the authority to complete the trusts. The functions of the Commissioner of the General Land Office were transferred to the Secretary of the Interior by Reorganization Plan No. 3 of 1950 (64 Stat. 1262).

(b) *Procedures.* (1) Upon application, and the payment of a nonrefundable service fee of \$20, the authorized officer may issue a statement certifying to the information and data contained in the records of the Bureau of Land Management concerning the issuance of trustee's deeds which conveyed title to lots included in townsites in Oklahoma.

(2) No form of application is required. However, the application shall contain sufficient information to identify the tract or lot involved, and the person to whom the deed was issued.

[F.R. Doc. 65-4195; Filed, Apr. 21, 1965;
8:47 a.m.]

Title 50—WILDLIFE AND FISHERIES

Chapter I—Bureau of Sport Fisheries and Wildlife, Fish and Wildlife Service, Department of the Interior

PART 33—SPORT FISHING

Minidoka National Wildlife Refuge, Idaho

The following special regulation is issued and is effective on date of publication in the *FEDERAL REGISTER*.

§ 33.5 Special regulations; sport fishing; for individual wildlife refuge areas.

IDAHO

MINIDOKA NATIONAL WILDLIFE REFUGE

Sport fishing on the Minidoka National Wildlife Refuge, Idaho, is permitted only on the area designated by signs as open to fishing. This open area, comprising 14,000 acres, is delineated on maps available at the refuge headquarters and from the office of the Regional Director, Bureau of Sport Fisheries and Wildlife, 1002 NE. Holladay Street, Portland, Oreg., 97208. Sport fishing shall be in accordance with all applicable State regulations, subject to the following special conditions:

(1) The refuge is open to sport fishing all year, except closed during the migratory waterfowl hunting season.

(2) Boats with or without motors may be used for fishing on designated areas, daylight hours only, April 1 through September 30, 1965.

The provisions of this special regulation supplement the regulations which govern fishing on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 33, and are effective to April 1, 1966.

HENRY BAETKEY,
Acting Regional Director, Bureau of Sport Fisheries and Wildlife.

APRIL 14, 1965.

[F.R. Doc. 65-4198; Filed, Apr. 21, 1965;
8:48 a.m.]

Proposed Rule Making

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

[25 CFR Part 221]

FLATHEAD INDIAN IRRIGATION PROJECT, MONTANA

Proposed Operation and Maintenance Charges

Basis and purpose. Pursuant to section 4(a) of the Administrative Procedure Act of June 11, 1946 (60 Stat. 238), and authority contained in the Acts of Congress approved August 1, 1914, May 18, 1916, and March 7, 1928 (38 Stat. 583; 39 Stat. 142), and by virtue of authority delegated by the Secretary of the Interior to the Commissioner of Indian Affairs (Order No. 2508; 14 F.R. 258), and by virtue of the authority delegated by the Commissioner of Indian Affairs to the Area Director (Bureau Order No. 551, Amendment No. 1; 16 F.R. 5454-7), notice is hereby given of the intention to modify §§ 221.16 and 221.17 of Title 25, Code of Federal Regulations, dealing with the irrigable lands of the Flathead Indian Irrigation Project, Montana, that are not subject to the jurisdiction of the several irrigation districts. The purpose of the amendment is to establish the assessment rate for nondistrict lands of the Flathead Indian Irrigation Project for 1965 and thereafter until further notice.

It is the policy of the Department of the Interior, whenever practicable, to afford the public the opportunity to participate in the rule making process. Accordingly, interested persons may submit written comments, suggestions or objections with respect to the proposed amendment to the Area Director, Bureau of Indian Affairs, 316 North 26th Street, Billings, Mont., within 30 days of publication of this notice in the *FEDERAL REGISTER*.

Section 221.16 is amended to read as follows:

§ 221.16 Charges, Jocko Division.

(a) An annual minimum charge of \$2.96 per acre, for the season of 1965 and thereafter until further notice, shall be made against all assessable irrigable land in the Jocko Division that is not included in an irrigation district organization, regardless of whether water is used.

(b) The minimum charge when paid shall be credited on the delivery of the pro rata per acre share of the available water up to one and one-half acre feet per acre for the entire assessable area of the farm unit, allotment or tract. Additional water, if available, will be delivered at the rate of one dollar and ninety-six cents (\$1.96) per acre foot or fraction thereof.

Section 221.17 is amended to read as follows:

§ 221.17 Charges, Mission Valley and Camas Divisions.

(a) (1) An annual minimum charge of \$3.27 per acre, for the season 1965 and thereafter until further notice, shall be made against all assessable irrigable land in the Mission Valley Division that is not included in an irrigation district organization regardless of whether water is used.

(2) The minimum charge when paid shall be credited on the delivery of the pro rata per acre share of the available water up to one and one-half acre feet per acre for the entire assessable area of the farm unit, allotment or tract. Additional water, if available, will be delivered at the rate of two dollars and twenty-seven cents (\$2.27) per acre foot or fraction thereof.

(b) (1) An annual minimum charge of \$4.34 per acre, for the season of 1965 and thereafter until further notice, shall be made against all assessable irrigable land in the Camas Division that is not included in an irrigation district organization regardless of whether water is used.

(2) The minimum charge when paid shall be credited on the delivery of the pro rata per acre share of the available water up to one and one-half acre feet per acre for the entire assessable area of the farm unit, allotment or tract. Additional water, if available, will be delivered at the rate of three dollars and thirty-four cents (\$3.34) per acre foot or fraction thereof.

JAMES F. CANAN,
Area Director.

[F.R. Doc. 65-4190; Filed, Apr. 21, 1965; 8:47 a.m.]

DEPARTMENT OF AGRICULTURE

Consumer and Marketing Service

[9 CFR Parts 316, 317, 318]

MEAT; MARKING, LABELING AND INSPECTION

Extension of Time for Filing Comments on Proposed Amendments

On January 27, 1965, there was published in the *FEDERAL REGISTER* (30 F.R. 844) a notice of proposed rule making concerning the amendment of Parts 316, 317, and 318 of the Federal Meat Inspection Regulations (9 CFR Parts 316, 317, and 318) for the purpose of including isolated soy protein in the lists of food materials that are authorized for limited use in certain meat food products and for other purposes. Interested persons were given 60 days after publication of the

notice in the *FEDERAL REGISTER* within which to submit written data, views, or arguments concerning the proposed amendments. The time for filing such data, views, or arguments expired on March 28, 1965.

The Department has received a request on behalf of the affected industry that the time for submitting written data, views, or arguments be extended so as to afford the industry additional time within which to submit comments. Accordingly, the time within which written data, views, or arguments may be submitted to the Director of the Meat Inspection Division, Consumer and Marketing Service, U.S. Department of Agriculture, Washington, D.C., 20250, is hereby extended to and including May 12, 1965.

Done at Washington, D.C., this 16th day of April 1965.

R. K. SOMERS,
Acting Deputy Administrator,
Consumer Protection, Consumer and Marketing Service.

[F.R. Doc. 65-4202; Filed, Apr. 21, 1965; 8:48 a.m.]

Agricultural Stabilization and Conservation Service

[7 CFR Part 718]

DETERMINATION OF CROP AND LAND USE ACREAGES

Notice of Proposed Rule Making

Pursuant to the authority contained in section 16 of the Soil Conservation and Domestic Allotment Act, sections 374 and 375 of the Agricultural Adjustment Act of 1938, section 401 of the Agricultural Adjustment Act of 1949, section 403 of the Sugar Act of 1948, and section 124 of the Soil Bank Act, it is proposed to amend the regulations governing the determination of acreage and compliance with the provisions of the programs carried out under the above-mentioned acts in the following respects: § 718.5 would be amended by revising the heading of paragraph (e) (2), redesignating (e) (5) as (e) (6), redesignating (e) (6) as (e) (7), and adding a new paragraph (e) (5) to read as follows:

§ 718.5 Determination of crop and land use acreages.

(e) Acreage devoted to a crop or land use. . . .

(2) Row crops other than tobacco, peanuts, and cotton. . . .

(5) Cotton—(1) Fallow-stripped planting. When cotton is planted in strips of one or more rows alternating with strips of idle land, the entire area will be charged as cotton if the distance

between the strips of cotton (plant row to plant row) is 64 inches or less. If the distance between the strips of cotton is more than 64 inches, 32 inches beyond the cotton will be charged as cotton.

(ii) *Cotton and another crop planted in alternate rows or strips.* When cotton is planted in strips of one or more more rows of cotton alternating with strips of another crop, the entire area will be charged as cotton if the distance between strips of cotton (plant row to plant row) is 64 inches or less. If the distance between strips of cotton is more than 64 inches, half the distance between the cotton and the other crop, not to exceed 32 inches will be charged as cotton. Notwithstanding the provisions of this subdivision (ii), if the crop alternating with the strips of cotton does not have substantially the same growing season, or is not cared for in a workmanlike manner, the area shall be considered as fallow stripped; and the acreage shall be determined in accordance with subdivision (i) of this subparagraph (5).

This amendment provides that the area beyond the row or strip of cotton which supplies food and moisture for use by the cotton plants shall be considered as being devoted to cotton.

The proposed amendment would become effective beginning with the determination of acreages for crops planted for harvest in 1966. No allotment or allotment history acreage which was established on the basis of acreages determined prior to the effectiveness of this amendment would be adjusted because of the amendment herein.

Prior to issuing these amendments, consideration will be given to data, views, and recommendations pertaining thereto which are submitted in writing to the Director, Farmer Programs Division, Agricultural Stabilization and Conservation Service, U.S. Department of Agriculture, Washington, D.C., 20250. All written submissions must be postmarked not later than 30 days after the date of publication of this notice in the FEDERAL REGISTER. All written submissions made pursuant to this notice will be made available for public inspection at such times and places and in a manner convenient to the public business (7 CFR 1.27(b)).

Signed at Washington, D.C., on April 16, 1965.

H. D. GODFREY,
Administrator, Agricultural Sta-
bilization and Conservation
Service.

[F.R. Doc. 65-4217; Filed, Apr. 21, 1965;
8:49 a.m.]

INTERSTATE COMMERCE COMMISSION

[49 CFR Part 188]

[Ex Parte MC-1 (Sub-No. 1)]

MOTOR COMMON CARRIERS OF PROPERTY OPERATING IN INTER- STATE OR FOREIGN COMMERCE

Proposed Extension of Period of Credit Following Delivery of Freight

Order. At a general session of the Interstate Commerce Commission, held at its office in Washington, D.C., on the 31st day of March A.D. 1965.

It appearing, that the Interstate Commerce Commission has prescribed rules and regulations pertaining to the extension of credit to shippers by motor common carriers of property operating in interstate or foreign commerce. See Payment of Rates and Charges of Motor Carriers, 2 M.C.C. 365.

It further appearing, that the household goods common carriers experience difficulty in complying with § 188.3 of the Code of Federal Regulations, 49 CFR Part 188, Period of Credit Following Delivery of Freight; and that by petition filed March 4, 1965, the American Movers Conference seeks modification of the said regulations; and good cause appearing therefore:

It is ordered, That a rule-making proceeding be, and it is hereby, instituted under the authority of Part II of the Interstate Commerce Act (section 223) and section 4 of the Administrative Procedure Act for the purpose of determining whether and to what extent the currently effective rules and regulations pertaining to the period of credit following delivery of freight by motor common carriers of property operating in interstate or foreign commerce should be modified or changed in so far as the household goods motor common carriers are concerned.

It is further ordered, That the Bureau of Inquiry and Compliance of this Commission be, and it is hereby, made a party to the proceeding.

It is further ordered, That all motor common carriers of household goods operating in interstate or foreign commerce, subject to the Interstate Commerce Act be, and they are hereby, made respondents in this proceeding.

It is further ordered, That all persons including respondents who wish to actively participate in this proceeding and file and/or receive copies of pleadings shall make known that fact by notifying the Commission in writing on or before

May 17, 1965. To conserve time and avoid expense it is strongly urged that persons having common interests, endeavor to consolidate their presentation to the greatest extent possible. Individual participation is not precluded; mere casual interest, however, does not justify participation, and will make the service of verified statements burdensome and impracticable. The Commission desires participation only by those who intend to take an active part in the proceeding.

It is further ordered, That:

(a) As soon as practicable after May 17, 1965, the Commission will serve a list of the names and addresses of all persons upon whom service of all verified statements, replies or other pleadings must be made;

(b) All parties shall file an original and two copies of their verified statements and exhibits thereto with the Commission on or before June 21, 1965, and at the same time serve a copy of such statements upon each person named in the service list;

(c) Parties desiring to file reply statements shall file such statements with the Commission on or before July 19, 1965, and upon all parties named in the service list;

(d) Any party may request a hearing for the purpose of cross examining any witness submitting a verified statement by notifying all parties and the Commission on or before August 2, 1965;

(e) In the event a hearing for the purpose of cross-examination is not requested, all parties may file a brief on or before August 30, 1965.

And it is further ordered, That a copy of this order be served on the Public Utility Commission or Boards, or similar regulatory bodies of each State having jurisdiction over the transportation here involved; that a copy be posted in the Office of the Secretary of the Interstate Commerce Commission for public inspection; and that a copy be delivered to the Director, Division of the Federal Register, for publication in the FEDERAL REGISTER as notice to all interested persons.

By the Commission.

[SEAL]

BERTHA F. ARMES,
Acting Secretary.

(Signature)

[F.R. Doc. 65-4208; Filed, Apr. 21, 1965;
8:48 a.m.]

¹ In lieu of verification under oath, any prepared statement may be made subject to the following declaration: "I solemnly declare that I have examined the foregoing document and that the statements of fact contained therein are true."

Notices

DEPARTMENT OF THE TREASURY

Bureau of Customs

[644]

MOTOR VEHICLES AND MOTOR VEHICLE PARTS FROM CANADA

Investigation of Suspected Bounty or Grant

NOTE: Appendix A, attached to and filed as part of Federal Register Document 65-4148, published in the issue of Saturday, April 17, 1965 (30 F.R. 5534), reads as follows:

APPENDIX A

[P.C. 1965-99]

CANADA, PRIVY COUNCIL

At the Government House at Ottawa, Saturday, the 16th day of January, 1965.

Present: His Excellency

The Governor General in Council.

Whereas the Acting Minister of Finance and the Minister of Industry, have reported as follows:

1. That an agreement has been entered into with the United States with respect to the reduction of duties by Canada and the United States on importations of certain automobiles and other vehicles and parts for use as original equipment in certain automobiles and other vehicles; and

2. That it is deemed reasonable by way of compensation for concessions granted by the United States and in order to give effect to the agreement in Canada, to reduce the Customs duties on certain automobiles and other vehicles and parts for use as original equipment in certain automobiles and other vehicles.

Therefore, His Excellency the Governor General in Council, on the recommendation of the Acting Minister of Finance and the Minister of Industry, is pleased hereby, pursuant to the Customs Tariff,

(a) to deem reasonable by way of compensation for concessions granted by the United States the reduction of duties provided for in, and

(b) to make, effective the 18th day of January 1965, the annexed Motor Vehicles Tariff Order, 1965, the provisions of which may be cited as "Tariff Item 950".

Certified to be a true copy.

O. G. STONER,

Assistant Clerk of the Privy Council.

JANUARY 22, 1965.

MOTOR VEHICLES TARIFF ORDER 1965

1. The rates of Customs duties on the following goods imported into Canada on or after January 18, 1965, from any country entitled to the benefit of the British Preferential Tariff or Most-Favoured-Nation Tariff, for which a special entry in such form and manner as is prescribed by the Minister has been made, are reduced to the rate set out as follows opposite the description of those goods:

Description of goods	Rate
(1) Automobiles, when imported by a manufacturer of automobiles.....	Free

Description of goods	Rate
(2) All parts, and accessories and parts thereof, except tires and tubes, when imported for use as original equipment in automobiles to be produced in Canada by a manufacturer of automobiles.....	Free
(3) Buses, when imported by a manufacturer of buses.....	Free
(4) All parts, and accessories and parts thereof, except tires and tubes, when imported for use as original equipment in buses to be produced in Canada by a manufacturer of buses.....	Free
(5) Specified commercial vehicles, when imported by a manufacturer of specified commercial vehicles.....	Free
(6) All parts, and accessories and parts thereof, except tires, tubes and machines or other articles required under Tariff Item 438a to be valued separately under the tariff items regularly applicable thereto, when imported for use as original equipment in specified commercial vehicles to be produced in Canada by a manufacturer of specified commercial vehicles.....	Free

2. (1) In this Order,

(a) "automobile" means a four-wheeled passenger automobile having a seating capacity for not more than ten persons;

(b) "base year" means the period of twelve months commencing on the 1st day of August 1963 and ending on the 31st day of July 1964;

(c) "bus" means a passenger motor vehicle having a seating capacity for more than 10 persons or a chassis therefor, but does not include any following vehicle or chassis therefor, namely an electric trackless trolley bus, amphibious vehicle, tracked or half-tracked vehicle or motor vehicle designed primarily for off-highway use;

(d) "Canadian value added" has the meaning assigned by regulations made under section 273 of the Customs Act;

(e) "manufacturer" of vehicles of any following class, namely automobiles, buses or specified commercial vehicles, means, in relation to any importation of goods in respect of which the description is relevant, a manufacturer that

(i) produced vehicles of that class in Canada in each of the four consecutive three months' periods in the base year, and

(ii) produced vehicles of that class in Canada in the period of twelve months ending on the 31st day of July in which the importation is made.

(A) the ratio of the net sales value of which to the net sales value of all vehicles of that class sold for consumption in Canada by the manufacturer in that period is equal to or higher than the ratio of the net sales value of all vehicles of that class produced in Canada by the manufacturer in the base year to the net sales value of all vehicles of that class sold for consumption in Canada by the manufacturer in the base year, and is not in any case lower than seventy-five to one hundred, and

(B) the Canadian value added of which is equal to or greater than the Canadian value added of all vehicles of that class produced in Canada by the manufacturer in the base year;

(f) "net sales value" has the meaning assigned by regulations made under section 273 of the Customs Act; and

(g) "specified commercial vehicle" means a motor truck, ambulance or hearse, or a

chassis therefor, but does not include any following vehicle or chassis therefor, namely a bus, electric trackless trolley bus, fire truck, amphibious vehicle, tracked or half-tracked vehicle, golf or invalid cart, straddle carrier or motor vehicle designed primarily for off-highway use, or any machine or other article required under Tariff Item 438a to be valued separately under the tariff item regularly applicable thereto.

(2) For the purposes of paragraph (e) of subsection (1) of this section, in computing the net sales value of all vehicles of any class described in that subsection that were sold for consumption in Canada by a manufacturer:

(a) in the period of twelve months ending on the 31st day of July 1965, there shall be deducted an amount equal to one and one-half times the net sales value of all vehicles of that class so sold by the manufacturer in that period that were imported into Canada or taken out of warehouse for consumption on or after January 18, 1965, and for which no special entry as described in section 1 of this Order was made; and

(b) in any subsequent period of twelve months ending on the 31st day of July, there shall be deducted an amount equal to the net sales value of all vehicles of that class so sold by the manufacturer in that subsequent period that were imported into Canada or taken out of warehouse for consumption on or after January 18, 1965, and for which no special entry as described in section 1 of this Order was made.

(3) Where a manufacturer of vehicles of any following class, namely automobiles, buses or specified commercial vehicles has, by notice to the Minister in writing accompanied by the consent in writing of any other person, designated such other person as a person associated with the manufacturer in the production of vehicles of that class in Canada in the base year and in any subsequent period of twelve months ending on the 31st day of July specified in the notice, which notice has been communicated to the Minister on or before a day not later than the thirtieth day after the commencement of the period so specified or, in the case of the period ending on the 31st day of July 1965, after January 18, 1965, the person so designated shall, with respect to vehicles of that class, be deemed for all purpose of this Order in the base year and in the period so specified, not to be a separate person but to be one and the same person as the manufacturer.

Canada,
Province of Ontario,
City of Ottawa,
Embassy of the United States
of America.

SS:

I, Wilbur P. Chase, Consul of the United States of America at Ottawa, Canada, duly commissioned and qualified, do hereby certify that O. G. Stoner, whose true signature and official seal are, respectively, subscribed and affixed to the attached document, was, on the 22nd day of January, 1965, the date thereof, Assistant Clerk of the Privy Council, Canada, duly commissioned and qualified, to whose official acts faith and credit are due.

In witness whereof I have hereunto set my hand and affixed my official seal this 22nd day of January 1965.

[SEAL]

WILBUR P. CHASE,

Consul of the
United States of America.

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

(Serial No. Idaho 09685)

IDAHO

Notice of Partial Termination of Proposed Withdrawal and Reservation of Lands

APRIL 16, 1965.

Notice of an application Serial No. Idaho 09685, for withdrawal and reservation of lands was published as Federal Register Document No. 58-10144 on page 9519 of the issue for December 9, 1958. The applicant has canceled his application insofar as it involved the lands described below. Therefore, pursuant to the regulations contained in 43 CFR, Subpart 2311, such lands will be, at 10 a.m. on April 30, 1965, relieved of the segregative effect of the above-mentioned application.

The lands involved in this notice of termination are:

BOISE MERIDIAN, IDAHO

T. 5 S., R. 4 E.,
Sec. 20, S $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 29, N $\frac{1}{2}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$ NW $\frac{1}{4}$.

The area described aggregates 140 acres.

ORVAL G. HADLEY,
Manager, Land Office.

[P.R. Doc. 65-4196; Filed, Apr. 21, 1965;
8:47 a.m.]

IDAHO

Notice of Filing of Idaho Protraction Diagrams

APRIL 14, 1965.

Notice is hereby given that effective at and after 10 a.m. on May 19, 1965, the following protraction diagrams are officially filed of record in the Idaho Land Office, Room 327, Federal Building, Boise, Idaho, 83701, and are available to the public as a matter of information only. In accordance with Title 43, Code of Federal Regulations, these protractions will become the basic record for describing the land for all authorized uses. Until this date and time the diagrams have been placed in open files and are available to the public for information only.

IDAHO PROTRACTION DIAGRAMS Nos. 64, 69, 74,
79, 80, 88, 89, 92, 103

BOISE MERIDIAN

Approved January 22, 1965

No. 64

T. 14 N., Rs. 28 and 29 E.
T. 15 N., Rs. 27 and 28 E.

No. 69

T. 12 N., Rs. 36, 37, and 38 E.
T. 13 N., Rs. 37 and 38 E.

No. 74

T. 11 N., Rs. 21 and 22 E.
T. 12 N., R. 21 E.

No. 79

T. 10 N., Rs. 31 and 32 E.
T. 11 N., R. 31 E.

No. 80

T. 10 N., Rs. 27 and 28 E.
T. 11 N., R. 27 E.

No. 88

Ts. 6, 7 and 8 N., R. 29 E.

No. 89

T. 7 N., Rs. 26 and 27 E.
T. 8 N., R. 27 E.

No. 92

T. 3 N., R. 22 E.
T. 6 N., Rs. 26 and 27 E.

No. 103

Ts. 13 and 14 N., R. 20 E.

BOISE MERIDIAN

Approved January 27, 1965

No. 44

Ts. 23 and 24 N., R. 2 W.
T. 19 N., R. 3 W.

No. 60

T. 10 N., R. 4 E.
T. 14 N., R. 3 E.
T. 16 N., R. 2 E.

No. 84

T. 9 N., Rs. 22, 23, 24, 24 $\frac{1}{2}$ and 25 E.
T. 10 N., R. 23 E.

No. 90

T. 7 N., Rs. 24 and 25 E.
T. 8 N., Rs. 23, 24 and 25 E.

BOISE MERIDIAN

Approved March 9, 1965

No. 50

T. 21 N., Rs. 5 and 6 E.

No. 65

T. 14 N., Rs. 25 and 26 E.
T. 15 N., R. 25 E.

No. 71

T. 12 N., Rs. 26 and 27 E.
T. 13 N., Rs. 25, 26 and 27 E.

Copies of these diagrams are for sale at one dollar (\$1.00) each by the Cadastral Engineering Office, Bureau of Land Management, Post Office Box 2237, Boise, Idaho, 83701.

ORVAL G. HADLEY,
Manager,
Land Office, Boise, Idaho.

[P.R. Doc. 65-4197; Filed, Apr. 21, 1965;
8:48 a.m.]

NEVADA

Notice of Filing of Nevada Protraction Diagrams

APRIL 16, 1965.

Notice is hereby given that effective at and after 10 a.m. May 17, 1965, the following protraction diagrams are officially filed of record in the Nevada Land Office. In accordance with Title 43, Code of Federal Regulations, these protractions will become the basic record for describing the land for all authorized purposes. Until this date and time the diagrams have been placed in open files and are available to the public for information only.

NEVADA PROTRACTION DIAGRAMS Nos. 162
THROUGH 167

MOUNT DIABLO MERIDIAN

No. 162

T. 23 N., R. 54 E.
T. 23 N., R. 55 E.

No. 163

T. 24 N., R. 54 E.
T. 24 N., R. 55 E.
T. 25 N., R. 55 E.

No. 164

T. 24 N., R. 52 E.
T. 25 N., R. 52 E.
T. 24 N., R. 53 E.
T. 25 N., R. 53 E.

No. 165

T. 23 N., R. 52 E.
T. 23 N., R. 53 E.

No. 166

T. 21 $\frac{1}{2}$ N., R. 51 $\frac{1}{2}$ E.
T. 22 N., R. 51 $\frac{1}{2}$ E.
T. 21 N., R. 52 E.
T. 21 $\frac{1}{2}$ N., R. 52 E.
T. 22 N., R. 52 E.
T. 21 $\frac{1}{2}$ N., R. 53 E.
T. 22 N., R. 53 E.

No. 167

T. 21 N., R. 54 E.
T. 21 N., R. 55 E.

Copies of these diagrams are for sale at one dollar (\$1.00) each by the Nevada Land Office, Bureau of Land Management, Post Office Box No. 1551, Reno, Nev.

LEWIS G. CHICHESTER, Jr.,
Acting Land Office Manager.

[P.R. Doc. 65-4205; Filed, Apr. 21, 1965;
8:48 a.m.]

OREGON

Notice of Filing of Plats of Survey

APRIL 16, 1965.

1. Plats of survey of the lands described below will be officially filed in the Land Office, Portland, Oreg., effective at 10 a.m., on May 20, 1965:

WILLAMETTE MERIDIAN

T. 24 S., R. 2 W.,
Secs. 31, 32, 33, 34, 35, and 36.
T. 25 S., R. 2 W.,
Secs. 1, 2, 3, 4, 5, and 6.

The areas described aggregate 9,015.45 acres, of which 3,463.68 acres are owned by the United States and 5,551.77 acres are privately owned.

2. The following described tracts were created by decree of the United States District Court for the District of Oregon, Civil No. 60-135, dated June 14, 1963:

T. 24 S., R. 2 W.,
Sec. 33, Tract 37;
Sec. 34, Tract 38;
Sec. 35, Tract 39;
Sec. 36, Tract 40.
T. 25 S., R. 2 W.,
Sec. 4, Tract 37.

3. Ownership of the lands described in this notice has been determined by the decree to be as follows:

T. 24 S., R. 2 W.,
Sec. 31, All private;
Sec. 32, All private;
Sec. 33, Lots 1 through 14, United States of America; Tract 37, private;
Sec. 34, All private, except Tract 38, which is United States of America;
Sec. 35, Lots 1 through 12, United States of America; Tract 39, private;
Sec. 36, All private, except Tract 40, which is United States of America.
T. 25 S., R. 2 W.,
Sec. 1, Lots 21 through 48, United States of America;
Sec. 2, All private;
Sec. 3, Lots 21 through 40, S $\frac{1}{2}$, United States of America;

Sec. 4, All private, except Tract 37, which is United States of America;
 Sec. 5, Lots 21 through 48, United States of America;
 Sec. 6, All private.

4. The public lands described in this notice are in a proposed withdrawal, Oregon 012693, which segregates them from appropriation under most of the nonmineral public land laws. Except for applications for disposal of materials under the act of July 31, 1947 (61 Stat. 681; 30 U.S.C. 601-604), as amended, leases, permits, or easements under the act of September 3, 1954 (63 Stat. 1146; 43 U.S.C. 931 c and d), or under the right of way laws, no nonmineral application for these lands will be allowed unless the land has first been classified for the intended use.

5. Inquiries concerning these lands shall be addressed to the Manager, Oregon Land Office, 710 NE. Holladay Street, Portland, Oreg., 97232.

D. B. LEIGHTNER,
*Acting Manager,
 Oregon Land Office.*

[F.R. Doc. 65-4206; Filed, Apr. 21, 1965;
 8:48 a.m.]

DEPARTMENT OF AGRICULTURE

Consumer and Marketing Service

DE QUEEN LIVESTOCK AUCTION ET AL.

Deposting of Stockyards

It has been ascertained, and notice is hereby given, that the livestock markets named herein, originally posted on the respective dates specified below as being subject to the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 181 et seq.), no longer come within the definition of a stockyard under said Act and are, therefore, no longer subject to the provisions of the Act.

Name and Location of Stockyard, and Date of Posting

De Queen Livestock Auction, De Queen, Ark., June 14, 1957.
 Newport Livestock Auction, Newport, Ark., January 11, 1962.
 Davis Livestock Auction, Caldwell, Idaho, July 11, 1955.
 Liberty Mills Livestock Auction, Inc., Liberty Mills, Ind., November 30, 1960.
 Monroe County Sale Barn, Bloomington, Ind., April 23, 1959.
 Ratliff Stockyards, Mount Sterling, Ky., November 30, 1959.
 Carnegie Auction Sale, Carnegie, Okla., April 8, 1959.
 Clear Lake Sales Co., Clear Lake, S. Dak., May 28, 1959.
 Brownsville Sales Co., Brownsville, Tenn., August 17, 1964.

Notice or other public procedure has not preceded promulgation or the foregoing rule since it is found that the giving of such notice would prevent the due and timely administration of the Packers and Stockyards Act and would, therefore, be impracticable and contrary to the public interest. There is no legal warrant or justification for not depositing promptly a stockyard which is no longer within the definition of that term contained in the Act.

The foregoing is in the nature of a rule granting an exemption of relieving a restriction and, therefore, may be made effective in less than 30 days after publication in the FEDERAL REGISTER. This notice shall become effective upon publication in the FEDERAL REGISTER.

(42 Stat. 159, as amended and supplemented; 7 U.S.C. 181 et seq.)

Done at Washington, D.C., this 19th day of April 1965.

K. A. POTTER,
*Acting Chief, Rates and Regis-
 trations Branch, Packers and
 Stockyards Division, Con-
 sumer and Marketing Service.*

[F.R. Doc. 65-4219; Filed, Apr. 21, 1965;
 8:49 a.m.]

FORT PAYNE STOCKYARD ET AL.

Proposed Posting of Stockyards

The Acting Chief, Rates and Registrations Branch, Packers and Stockyards Division, Consumer and Marketing Service, U.S. Department of Agriculture, has information that the livestock markets named below are stockyards as defined in section 302 of the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 202), and should be made subject to the provisions of the Act.

Fort Payne Stockyard, Fort Payne, Ala.
 South Florida Horse Auction, Hialeah, Fla.
 Davis Livestock Auction, Caldwell, Idaho.
 Bowman Cattle Co., Inc., Maquoketa, Iowa.
 Hillsdale Co. Auction Sales Corp., Jonesville, Mich.
 Nebraska City Sale Barn, Nebraska City, Nebr.
 Portales Livestock Commission Co., Portales, N. Mex.
 Miller's Livestock Market, Johnstown, N.Y.

Notice is hereby given, therefore, that the said Acting Chief, pursuant to authority delegated under the Packers and Stockyards Act, 1921, as amended (7 U.S.C. et seq.), proposes to issue a rule designating the stockyards named above as posted stockyards subject to the provisions of the Act, as provided in section 302 thereof.

Any person who wishes to submit written data, views, or arguments concerning the proposed rule may do so by filing them with the Acting Chief, Rates and Registrations Branch, Packers and Stockyards Division, Consumer and Marketing Service, U.S. Department of Agriculture, Washington 25, D.C., within 15 days after publication hereof in the FEDERAL REGISTER.

All written submissions made pursuant to this notice will be made available for public inspection at such times and places in a manner convenient to the public business (7 CFR 1.27(b)).

Done at Washington, D.C., this 19th day of April 1965.

K. A. POTTER,
*Acting Chief, Rates and Regis-
 trations Branch, Packers and
 Stockyards Division, Con-
 sumer and Marketing Service.*

[F.R. Doc. 65-4220; Filed, Apr. 21, 1965;
 8:49 a.m.]

Office of the Secretary IOWA

Designation and Extension of Areas for Emergency Loans

For the purpose of making emergency loans pursuant to section 321 of the Consolidated Farmers Home Administration Act of 1961 (7 U.S.C. 1961), it has been determined that in the hereinafter-named counties in the State of Iowa natural disasters have caused a need for agricultural credit not readily available from commercial banks, cooperative lending agencies, or other responsible sources.

IOWA

Benton.	Johnson.
Black Hawk.	Jones.
Boone.	Keokuk.
Buchanan.	Kossuth.
Buena Vista.	Lee.
Cedar.	Linn.
Cerro Gordo.	Louisia.
Cherokee.	Madison.
Clay.	Mahaska.
Clinton.	Marion.
Dallas.	Marshall.
Davis.	Monona.
Delaware.	Monroe.
Des Moines.	Muscatine.
Dubuque.	Palo Alto.
Emmet.	Pocahontas.
Franklin.	Polk.
Greene.	Poweshiek.
Grundy.	Scott.
Guthrie.	Story.
Hamilton.	Tama.
Hancock.	Van Buren.
Hardin.	Wapello.
Harrison.	Warren.
Henry.	Washington.
Humboldt.	Webster.
Iowa.	Winnebago.
Jackson.	Woodbury.
Jasper.	Worth.
Jefferson.	Wright.

It has also been determined that in the hereinafter-named counties in the State of Iowa the above-mentioned natural disasters have caused a continuing need for agricultural credit not readily available from commercial banks, cooperative lending agencies, or other responsible sources.

Iowa	Previous designation
Allamakee	29 F.R. 12432
Bremer	29 F.R. 12432
Butler	29 F.R. 12852
Chickasaw	29 F.R. 12432
Clayton	29 F.R. 12432
Fayette	29 F.R. 12432
Floyd	29 F.R. 12432
Howard	29 F.R. 12325
Mitchell	29 F.R. 12325
Winnebago	29 F.R. 12432

Pursuant to the authority set forth above, emergency loans will not be made in the above-named counties after December 31, 1965, except to applicants who previously received emergency or special livestock loan assistance and who can qualify under established policies and procedures.

Done at Washington, D.C., this 16th day of April 1965.

ORVILLE L. FREEMAN,
Secretary.

[F.R. Doc. 65-4199; Filed, Apr. 21, 1965;
 8:48 a.m.]

MICHIGAN

Designation of Areas for Emergency Loans

For the purpose of making emergency loans pursuant to section 321 of the Consolidated Farmers Home Administration Act of 1961 (7 U.S.C. 1961), it has been determined that in the hereinafter-named counties in the State of Michigan natural disasters have caused a need for agricultural credit not readily available from commercial banks, cooperative lending agencies, or other responsible sources.

MICHIGAN

Branch. Kent.
Hillsdale. Ottawa.

Pursuant to the authority set forth above, emergency loans will not be made in the above-named counties after December 31, 1965, except to applicants who previously received emergency or special livestock loan assistance and who can qualify under established policies and procedures.

Done at Washington, D.C., this 16th day of April 1965.

ORVILLE L. FREEMAN,
Secretary.

[F.R. Doc. 65-4200; Filed, Apr. 21, 1965;
8:48 a.m.]

SECURITIES AND EXCHANGE
COMMISSION

[File No. 1-3421]

CONTINENTAL VENDING MACHINE
CORP.

Order Suspending Trading

APRIL 16, 1965.

The common stock, 10 cents par value, of Continental Vending Machine Corp., being listed and registered on the American Stock Exchange and having unlisted trading privileges on the Philadelphia-Baltimore-Washington Stock Exchange, and the 6 percent convertible subordinated debentures due September 1, 1976, being listed and registered on the American Stock Exchange, pursuant to provisions of the Securities Exchange Act of 1934; and

It appearing to the Securities and Exchange Commission that the summary suspension of trading in such securities on such Exchanges and otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

It is ordered, Pursuant to sections 15 (c) (5) and 19(a) (4) of the Securities Exchange Act of 1934, that trading in such securities on the American Stock Exchange, the Philadelphia-Baltimore-Washington Stock Exchange and otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period April 17, 1965, through April 26, 1965, both dates inclusive.

No. 77—3

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F.R. Doc. 65-4182; Filed, Apr. 21, 1965;
8:46 a.m.]

[812-1771]

HANNA MINING CO.

Notice of Filing of Application

APRIL 16, 1965.

Notice is hereby given that The Hanna Mining Co. ("applicant"), 100 Erieview Plaza, Cleveland, Ohio, 44114, approximately 46.6 percent of the outstanding voting stock of which is owned by the M. A. Hanna Co. ("Hanna"), a closed-end non-diversified investment company registered under the Investment Company Act of 1940 ("Act"), has filed an application under section 17(d) of the Act and Rule 17d-1 thereunder for an order of the Commission granting said application with respect to the participation by Granite City Steel Co. ("Granite City") and applicant in an iron-ore pelletizing project near Pilot Knob, Mo. Under section 17(d) of the Act and Rule 17d-1 thereunder, it is unlawful for any affiliate of a registered investment company, or any affiliate of such an affiliate, to effect any transaction in connection with any joint enterprise or other joint arrangement or profit-sharing plan in which a registered investment company, or a company controlled by such registered investment company, is a participant unless an application regarding such enterprise has been filed and granted by order of the Commission. All interested persons are referred to the application on file with the Commission for a full statement of the representations therein which are summarized below.

Applicant and Granite City have entered into a letter agreement for the development of the Pilot Knob iron-ore property owned by applicant and, pursuant to this agreement, Pilot Knob Pellet Co. ("Pilot Knob"), owned 50 percent by applicant and 50 percent by Granite City, has been formed to carry out the project. Applicant and Granite City propose to enter into a further agreement defining their rights and obligations as stockholders of Pilot Knob. Such agreement contemplates that Pilot Knob will construct and operate a pelletizing plant and that its entire production of pellets will be acquired in equal amounts by Granite City and applicant, each of whom will agree to pay 50 percent of all costs incurred or accrued by Pilot Knob.

The agreement further provides that applicant and Granite City will arrange for Pilot Knob to borrow approximately 80 percent (up to a maximum of \$20 million) of the funds required to be paid by Pilot Knob for the acquisition, construction, and development of the properties. Applicant and Granite City will each agree to pay 50 percent of all amounts due and unpaid on notes issued by Pilot Knob to evidence such borrowings.

Pilot Knob proposes to enter into loan agreements with unaffiliated lending institutions providing for the issuance of \$8 million aggregate principal amount of its 4 3/4 percent secured notes due December 31, 1975, and \$12 million aggregate principal amount of its 5 1/2 percent secured notes due December 31, 1987.

Equity or junior financing in the amount of \$5 million will be provided to Pilot Knob through equal payments by Granite City and applicant. Granite City's share of such equity financing will be provided by a loan from applicant to Granite City to carry interest at the current prime rate and to be repaid over a 10-year period. Applicant will sublease to Pilot Knob the ore properties required for the project. Applicant will enter into an agreement with Granite City under which Granite City will be committed to purchase applicant's 50-percent share of the pellet production of Pilot Knob at a price based on the average price quoted at the time of delivery by the principal ore dealers of Cleveland, Ohio, for blast furnace iron-ore pellets.

Applicant and Granite City further propose to enter into a Management Agreement which will authorize applicant to manage and supervise the acquisition, construction, development, operation, and maintenance of the properties and the pellet plant. As compensation applicant will receive 12 1/2 cents per ton of pellets delivered to or for the account of the participants, subject to adjustment to reflect changes in the consumer price index for commodities.

Notice is further given that any interested person may, not later than May 6, 1965, at 5:30 p.m. submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request and the issues of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C., 20549. A copy of such request shall be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon applicant at the address stated above. Proof of such service (by affidavit or in case of an attorney-at-law by certificate) shall be filed contemporaneously with the request. At any time after said date, as provided by Rule 0-5 of the rules and regulations promulgated under the Act, an order disposing of the application herein may be issued by the Commission upon the basis of the information stated in said application, unless an order for hearing upon said application shall be issued upon request or upon the Commission's own motion.

For the Commission (pursuant to delegated authority).

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F.R. Doc. 65-4183; Filed, Apr. 21, 1965;
8:46 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 15947, 15948]

SAM H. BEARD AND SOUTHEASTERN BROADCASTING CO., INC. (WKLF- FM)

Order Designating Applications for Consolidated Hearing on Stated Issues

In re applications of Sam H. Beard, Clanton, Ala., requests: 97.7 mc, No. 249; 3 kw; 243 ft., Docket No. 15947, File No. BPH-4395; Southeastern Broadcasting Co., Inc. (WKLF-FM), Clanton, Ala., Has: 100.9 mc, No. 265; 370 w; 255 ft., Requests: 97.7 mc, No. 249; 3 kw; 244 ft., Docket No. 15948, File No. BPH-4417; for construction permits.

The Commission, by the Chief of the Broadcast Bureau under delegated authority, considered the above-captioned applications on April 15th, 1965;

It appearing, that, except as indicated by the issues specified below, each of the applicants is legally, technically, financially and otherwise qualified to construct and operate as proposed; and

It further appearing, that the above-captioned applications are mutually exclusive in that the operation by the applicants as proposed would result in mutually destructive interference; and

It further appearing, that, in view of the foregoing, the Commission is unable to make the statutory finding that a grant of the subject applications would serve the public interest, convenience, and necessity, and is of the opinion that the applications must be designated for hearing in a consolidated proceeding on the issues set forth below:

It is ordered, that, pursuant to section 309(e) of the Communications Act of 1934, as amended, the applications are designated for hearing in a consolidated proceeding, at a time and place to be specified in a subsequent Order, upon the following issues:

1. To determine, on a comparative basis, which of the proposals would better serve the public interest, convenience and necessity in light of the evidence adduced and the record made with respect to the significant differences between the applicants as to:

(a) The background and experience of each having a bearing on the applicant's ability to own and operate the FM station as proposed.

(b) The proposals of each of the applicants with respect to the management and operation of the FM broadcast station as proposed.

(c) The programming services proposed in each of the above-captioned applications.

2. To determine, in the light of the evidence adduced pursuant to the foregoing issue which of the applications should be granted.

It is further ordered, That, to avail themselves of the opportunity to be heard, the applicants herein, pursuant to § 1.221(c) of the Commission's rules, in person or by attorney, shall, within 20

days of the mailing of this order, file with the Commission in triplicate, a written appearance stating an intention to appear on the date fixed for the hearing and present evidence on the issues specified in this order.

It is further ordered, That the applicants herein shall, pursuant to section 311(a)(2) of the Communications Act of 1934, as amended, and § 1.594 of the Commission's rules, give notice of the hearing, either individually or, if feasible and consistent with the rules, jointly, within the time and in the manner prescribed in such rule, and shall advise the Commission of the publication of such notice as required by § 1.594(g) of the rules.

It is further ordered, That, the issues in the above-captioned proceeding may be enlarged by the Examiner, on his own motion or on petition properly filed by a party to the proceeding, and upon sufficient allegations of fact in support thereof, by the addition of the following issue:

To determine whether the funds available to the applicant will give reasonable assurance that the proposals set forth in the applications will be effectuated.

Released: April 16, 1965.

FEDERAL COMMUNICATIONS
COMMISSION,[SEAL] BEN F. WAPLE,
Secretary.[F.R. Doc. 65-4168; Filed, Apr. 21, 1965;
8:45 a.m.]

[Docket Nos. 15861-15862; FCC 65M-462]

CHARLOTTESVILLE BROADCASTING CORP. (WINA) AND WBXM BROADCASTING CO., INC.

Order Continuing Prehearing Conference

In re applications of Charlottesville Broadcasting Corp. (WINA), Charlottesville, Va., Docket No. 15861, File No. BP-15768; WBXM BROADCASTING CO., INC., Springfield, Va., Docket No. 15862, File No. BP-15808; for construction permits.

The Hearing Examiner having under consideration a "Petition For Extension Of Hearing Dates" filed April 9, 1965, in the above-entitled matter by WBXM Broadcasting Co., Inc., and

It appearing, that the petitioner desires an extension from April 19 to May 19, 1965, for a further prehearing conference but that, while some postponement is necessary because of petitioner's engineer being unable to continue to represent petitioner, approximately two weeks is a more reasonable length of time to allow petitioner to prepare for the further conference,

It is ordered, This 14th day of April 1965, that the aforesaid petition is granted to the extent that the further prehearing conference now scheduled for April 19, 1965, is rescheduled to commence at 2:15 p.m., May 4, 1965, and is denied in all other respects, and

It is further ordered, That all other procedural dates shall be established at the May 4 conference and that all parties to this proceeding shall confer infor-

mally before May 4, 1965, in order that they shall be prepared to agree finally at that time on such procedural dates.

Released: April 15, 1965.

FEDERAL COMMUNICATIONS
COMMISSION,[SEAL] BEN F. WAPLE,
Secretary.[F.R. Doc. 65-4169; Filed, Apr. 21, 1965;
8:45 a.m.]

[Docket Nos. 15485, 15486; FCC 65M-472]

DIRIGO BROADCASTING, INC., AND DOWNEAST TELEVISION, INC.

Order Continuing Hearing

In re applications of Dirigo Broadcasting, Inc., Bangor, Maine, Docket No. 15485, File No. BPCT-2911; Downeast Television, Inc., Bangor, Maine, Docket No. 15486, File No. BPCT-2952; for a construction permit for new television broadcast station.

The Hearing Examiner having under consideration a Joint Motion for Continuance filed April 13, 1965, by the above-styled applicants, requesting continuance of a hearing conference presently scheduled to be held April 16, 1965, at 2 p.m., for the reason that there are pending before the Review Board certain pleadings relative to approval of agreement, dismissal of the Dirigo application and grant of the Downeast application; and

It appearing, that under the circumstances now existing, a grant of the Joint Motion would expedite this proceeding by affording further opportunity for resolution by the Review Board of the pleadings now pending before it; and

It further appearing, that counsel for all parties have consented to the immediate consideration and grant of said Joint Motion, and that good cause has been shown therefor;

It is ordered, This 15th day of April 1965, that the Joint Motion be and the same is hereby granted, and the hearing conference is rescheduled for June 4, 1965, at 10 a.m.

Released: April 15, 1965.

FEDERAL COMMUNICATIONS
COMMISSION,[SEAL] BEN F. WAPLE,
Secretary.[F.R. Doc. 65-4170; Filed, Apr. 21, 1965;
8:45 a.m.]

[Docket No. 15885; FCC 65M-477]

GRENADA BROADCASTING CO., INC. (WNAG)

Order Continuing Hearing

In re application of Grenada Broadcasting Co., Inc. (WNAG), Grenada, Miss., Docket No. 15885, File No. BP-15864; for construction permit.

Pursuant to the Hearing Examiner's action in the prehearing conference held this date scheduling the procedural dates that are to govern the future course of the above-captioned proceeding, it is ordered, this 15th day of April 1965, as follows:

(a) There will be a preliminary exchange of applicant's proposed written exhibits by May 14, 1965;

(b) There will be a final exchange of applicant's proposed written exhibits by June 1, 1965;

(c) Notification as to those of applicant's witnesses required to be present at the hearing for cross-examination will be given by June 7, 1965; and

(d) The hearing heretofore scheduled for May 10, 1965, is postponed to June 15, 1965, at 10 a.m., in the offices of the Commission, Washington, D.C.

Released: April 16, 1965.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] BEN F. WAPLE,
Secretary.

[P.R. Doc. 65-4171; Filed, Apr. 21, 1965;
8:45 a.m.]

[Docket Nos. 15751-15766; FCC 65M-465]

KFOX, INC. (KFOX) ET AL.

Order Scheduling Further Prehearing Conference

In re applications of KFOX, Inc. (KFOX), Pasadena, Calif., Docket No. 15751, File No. BP-16149; Charles W. Jobbins, Costa Mesa-Newport Beach, Calif., Docket No. 15752, File No. BP-16157; Radio Southern California, Inc., Pasadena, Calif., Docket No. 15753, File No. BP-16158; Goodson-Todman Broadcasting, Inc., Pasadena, Calif., Docket No. 15754, File No. BP-16159; Orange Radio, Inc., Fullerton, Calif., Docket No. 15755, File No. BP-16160; Pacific Fine Music, Inc., Whittier, Calif., Docket No. 15756, File No. BP-16161; The Bible Institute of Los Angeles, Inc., Pasadena, Calif., Docket No. 15757, File No. BP-16162; C. D. Funk and George A. Baron, a partnership, d.b.a. Topanga Malibu Broadcasting Co., Topanga, Calif., Docket No. 15758, File No. BP-16164; California Regional Broadcasting Corp., Pasadena, Calif., Docket No. 15759, File No. BP-16165; Storer Broadcasting Co. (KGBS), Pasadena, Calif., Docket No. 15760, File No. BP-16166; Mitchell B. Howe, Peter Davis, Edwin M. Dillhoefer, and C. Hunter Shelden, d.b.a. Pasadena Civic Broadcasting Co., Pasadena, Calif., Docket No. 15761, File No. BP-16167; Robert S. Morton, Arthur Hanisch, Macdonald Carey, Ben F. Smith, Donald C. McBain, Robert Breckner, Louis R. Vincenti, Robert C. Mardian, James B. Boyle, Robert M. Vaillancourt and Edwin Earl, d.b.a. Crown City Broadcasting Co., Pasadena, Calif., Docket No. 15762, File No. BP-16168; Pasadena Community Station, Inc., Pasadena, Calif., Docket No. 15763, File No. BP-16170; Voice of Pasadena, Inc., Pasadena, Calif., Docket No. 15764, File No. BP-16172; Western Broadcasting Corp., Pasadena, Calif., Docket No. 15765, File No. BP-16173; Pasadena Broadcasting Co., Pasadena, Calif., Docket No. 15766, File No. BP-16174; for construction permits.

The Hearing Examiner having under consideration the informal request for

a further prehearing conference filed in the above-entitled proceeding on April 9, 1965, by California Regional Broadcasting Corp.;

It appearing, that said request was filed on behalf of a number of applicants for the purpose of discussing the presently scheduled procedural dates herein in light of engineering difficulties being experienced in the making of certain measurements as specified in the order of designation and other engineering problems which have arisen;

It is ordered, This 14th day of April 1965, that the said request is granted and a further prehearing conference shall be held herein on April 22, 1965, commencing at 9 a.m., in the offices of the Commission at Washington, D.C.

Released: April 15, 1965.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] BEN F. WAPLE,
Secretary.

[P.R. Doc. 65-4172; Filed, Apr. 21, 1965;
8:45 a.m.]

[Docket Nos. 15826, 15827; FCC 65M-481]

KXYZ TELEVISION, INC., AND CREST BROADCASTING CO.

Order Scheduling Further Prehearing Conference

In re applications of KXYZ Television, Inc., Houston, Tex., Docket No. 15826, File No. BPCT-3220; Crest Broadcasting Co., Houston, Tex., Docket No. 15827, File No. BPCT-3302; for construction permit for new television broadcast station (Channel 29).

The Hearing Examiner has for consideration a letter dated April 14, 1965, from counsel for KXYZ Television, Inc., requesting a continuance of the date presently set for exchange of exhibits and for the scheduling of a further prehearing conference, and representing that counsel for the other parties hereto have consented to a grant of the requested relief;

It appearing, that it is appropriate to treat the subject letter as a petition for the specified relief;

It further appearing, that a grant of the said petition will not delay the commencement or termination of hearing herein or otherwise affect adversely the public interest;

It is ordered, This 16th day of April 1965, that the relief requested in the subject document is granted; that the date for exchange of exhibits is continued to May 12, 1965; and that further prehearing conference herein shall be convened on May 4, 1965, commencing at 9 a.m. in the offices of the Commission at Washington, D.C.

Released: April 16, 1965.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] BEN F. WAPLE,
Secretary.

[P.R. Doc. 65-4173; Filed, Apr. 21, 1965;
8:45 a.m.]

[Docket Nos. 15139-15141; FCC 65M-469]

**QUALITY BROADCASTING CORP.
ET AL.**

Order Scheduling Hearing

In the matter of revocation of license of Quality Broadcasting Corp., for Standard Broadcast Station WKYN, San Juan, P.R., Docket No. 15139; revocation of license of Quality Broadcasting Corp. (formerly Supreme Broadcasting Co., Inc., of Puerto Rico), for FM Broadcasting Station WFQM, San Juan, P.R., Docket No. 15140; revocation of license of Radio Americas Corp., for FM Broadcast Station WORA-FM, Mayaguez, P.R., Docket No. 15141.

It is ordered, This 14th day of April 1965, on the Hearing Examiner's own motion, that a hearing conference shall be held in the above-entitled proceeding on April 27, 1965, commencing at 9 a.m. in the offices of the Commission at Washington, D.C.

Released: April 15, 1965.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] BEN F. WAPLE,
Secretary.

[P.R. Doc. 65-4174; Filed, Apr. 21, 1965;
8:45 a.m.]

[Docket No. 15888; FCC 65M-470]

SELMA TELEVISION, INC. (WSLA-TV)

Order Continuing Hearing

In re application of Selma Television, Inc. (WSLA-TV), Selma, Ala., Docket No. 15888, File No. BPCT-2827; for construction permit.

A prehearing conference in the above-entitled matter having been held on April 14, 1965, and it appearing from the record made therein that certain agreements were reached which should be formalized by order;

It is ordered, This 14th day of April, 1965; (1) Preliminary drafts of the applicant's technical engineering exhibits shall be exchanged among the parties on May 14, 1965;

(2) All exhibits to be offered in evidence in the presentation of the direct affirmative cases shall be exchanged among the parties and copies thereof supplied the Hearing Examiner on June 7, 1965;

It is further ordered, That the hearing herein presently scheduled to commence on May 19, 1965, is continued to June 21, 1965, commencing at 10 a.m. in the offices of the Commission at Washington, D.C.

Released: April 15, 1965.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] BEN F. WAPLE,
Secretary.

[P.R. Doc. 65-4175; Filed, Apr. 21, 1965;
8:45 a.m.]

[Docket Nos. 15942, 15943]

DENNIS A. SLEIGHTER ET AL.**Order Designating Applications for Consolidated Hearing on Stated Issues**

In re applications of Dennis A. Sleighter and Willard D. Sleighter (WWDS), Everett, Pa., Has: 1050kc, 250w, Day, Class II, Requests: 1110kc, 5kw, 1kw-CH, Day, Class II, Docket No. 15942, File No. BP-16325; Kenneth W. Ferry tr/as Beacon Broadcasting Concern, Martinsburg, Pa., Requests: 1110kc, 5kw, 1kw-CH, Day, Class II, Docket No. 15943, File No. BP-16523; for construction permits.

The Commission, by the Chief of the Broadcast Bureau under delegated authority, considered the above-captioned applications on April 15, 1965;

It appearing, that the above-captioned applications are mutually exclusive in that operation by the applicants as proposed would result in mutually destructive interference; and

It further appearing, that upon due consideration of the above-captioned applications, the Commission finds that pursuant to section 309(e) of the Communications Act of 1934, as amended, a hearing is necessary; that each of the applicants is legally, financially, technically and otherwise qualified to construct, own and operate the standard broadcast facilities proposed;

It is ordered, That, pursuant to section 309(e) of the Communications Act of 1934, as amended, the applications are designated for hearing in a consolidated proceeding, at a time and place to be specified in a subsequent Order, upon the following issues:

1. To determine the areas and populations which would receive primary service from the proposed operation of Kenneth W. Ferry tr/as Beacon Broadcasting Concern and the availability of other primary service to such areas and populations.

2. To determine the areas and populations which may be expected to gain or lose primary service from the proposed operation of Station WWDS and the availability of other primary service to such areas and populations.

3. To determine, in the light of section 307(b) of the Communications Act of 1934, as amended, which of the proposals would better provide a fair, efficient and equitable distribution of radio service.

4. To determine, in the light of the evidence adduced pursuant to the foregoing issues which, if either, of the applications should be granted.

It is further ordered, That, in the event of a grant of either application in this proceeding, the construction permit shall contain the following condition: Pending a final decision in Docket No. 14419 with respect to pre-sunrise operation with daytime facilities, the present provisions of § 73.87 of the Commission rules are not extended to this authorization, and such operation is precluded.

It is further ordered, That, to avail themselves of the opportunity to be heard, the applicants pursuant to § 1.221 (c) of the Commission rules, in person or by attorney, shall, within 20 days of the mailing of this order, file with the Commission in triplicate a written appearance stating an intention to appear on the date fixed for the hearing and present evidence on the issues specified in this order.

It is further ordered, That the applicants herein shall, pursuant to section 311(a)(2) of the Communications Act of 1934, as amended, and § 1.594 of the Commission's rules, give notice of the hearing, either individually or, if feasible and consistent with the rules, jointly, within the time and in the manner prescribed in such rule, and shall advise the Commission of the publication of such notice as required by § 1.594(g) of the rules.

It is further ordered, That, the issues in the above-captioned proceeding may be enlarged by the Examiner, on his own motion or on petition properly filed by a party to the proceeding, and upon sufficient allegations of fact in support thereof, by the addition of the following issue:

To determine whether the funds available to the applicant will give reasonable assurance that the proposals set forth in the application will be effectuated.

Released: April 16, 1965.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 65-4176; Filed, Apr. 21, 1965; 8:46 a.m.]

[Docket No. 15871; FCC 65M-480]

SOUTHINGTON BROADCASTERS**Order Changing Location of Hearing**

In re application of Fitzgerald C. Smith tr/as Southington Broadcasters, Southington, Conn., Docket No. 15871, File No. BP-16405; for construction permit.

TABLE 1—AMPROLIUM IN COMPLETE CHICKEN AND TURKEY FEED

Principal ingredient	Grams per ton	Combined with—	Grams per ton	Limitations	Indications for use
2.4 Ampromium *** b. 2.1, 2.2, 2.3, or 2.4...	***	***	***	***	***
c. 2.1, 2.2, 2.3, or 2.4...	***	***	***	***	***
f. 2.1, 2.2, 2.3, or 2.4...	***	***	***	***	***
3.1 Ampromium *** 3.2 Ampromium	36.3-113.5 (0.004% 0.0125%)	Arsanilic acid.	90 (0.01%)	For replacement chickens as specified in 3.1; not for laying chickens; withdraw 5 days before slaughter.	Development of active immunity to coecidiosis; growth promotion and feed efficiency; improving pigmentation.
a. 3.1 or 3.2	***	***	***	***	***
b. 3.1 or 3.2	***	***	***	***	***
c. 3.1 or 3.2	***	***	***	***	***
f. 3.1 or 3.2	***	***	***	***	***
m. [Reserved.]	***	***	***	***	***

Dated: April 13, 1965.

It is ordered, This 16th day of April 1965, in view of the order of the presiding Hearing Examiner released herein April 9, 1965 (FCC 65M-439; Mimeo. No. 66406), dismissing the renewal application of Pioneer States Broadcasters, Inc. (WBZY) which was originally involved in this proceeding, that the hearing on the application of Fitzgerald C. Smith, tr/as Southington Broadcasters, shall be held in the Offices of the Commission, Washington, D.C., on May 17, 1965, as presently scheduled; and that the order of the Chief Hearing Examiner released March 15, 1965 (FCC 65M-302; Mimeo. No. 64914), to the extent that it specifies Torrington, Conn., as the place of hearing in the proceeding, is vacated.

Released: April 16, 1965.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 65-4177; Filed, Apr. 21, 1965; 8:46 a.m.]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE**Food and Drug Administration
MERCK, SHARP AND DOHME
RESEARCH LABORATORIES****Notice of Filing of Petition for Food Additives Ampromium, Ethopabate, Arsanilic Acid, and Antibiotics**

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348 (b)(5)), notice is given that petitions (FAP 5C1669, 5C1679) have been filed by Merck, Sharp and Dohme Research Laboratories, Division of Merck and Co., Inc., Rahway, N.J., 07065, proposing amendment of § 121.210 Ampromium by changing table 1 in paragraph (c) to provide for the safe use of ampromium, ethopabate, arsanilic acid, and antibiotics as hereinafter indicated. The affected portions of table 1 would read as follows:

J. K. KIRK,
Assistant Commissioner for Operations.

[F.R. Doc. 65-4159; Filed, Apr. 21, 1965; 8:45 a.m.]

JONES-DABNEY CO.

Notice of Filing of Petition for Food Additives Resinous and Polymeric Coatings

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b) (5), 72 Stat. 1786; 21 U.S.C. 348 (b) (5)), notice is given that a petition (FAP 5B1732) has been filed by Jones-Dabney Co., Division of Devco & Reynolds Co., Inc., Post Office Box 8248, Station E, Louisville, Ky., 40208, proposing that paragraph (b) (3) (viii) (b) of § 121.2514 Resinous and polymeric coatings be amended by inserting alphabetically in the list of catalysts and cross-linking agents for epoxy resins a new item, as follows:

N-Oleyl-1,3-propanediamine with not more than 10 percent by weight of diethylaminoethanol.

Dated: April 15, 1965.

J. K. KIRK,
Assistant Commissioner
for Operations.

[F.R. Doc. 65-4212; Filed, Apr. 21, 1965; 8:48 a.m.]

STAMFORD RUBBER SUPPLY CO.

Notice of Filing of Petition for Food Additives Rubber Articles Intended for Repeated Use

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b) (5), 72 Stat. 1786; 21 U.S.C. 348(b) (5)), notice is given that a petition (FAP 5B1733) has been filed by the Stamford Rubber Supply Co., Post Office Box 852, Stamford, Conn., 06904, proposing that paragraph (c) (4) (iv) of § 121.2562 Rubber articles intended for repeated use be amended by inserting alphabetically in the list of plasticizers the item "Rape-seed oil vulcanized with rubber makers' sulfur."

Dated: April 15, 1965.

J. K. KIRK,
Assistant Commissioner
for Operations.

[F.R. Doc. 65-4213; Filed, Apr. 21, 1965; 8:48 a.m.]

DR. SALSBUARY'S LABORATORIES

Notice of Filing of Petition for Food Additives 3,5-Dinitrobenzamide, Acetyl-(p-Nitrophenyl)-Sulfanilamide, 3-Nitro-4-Hydroxyphenylarsonic Acid, and Antibiotics

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b) (5), 72 Stat. 1786; 21 U.S.C. 348 (b) (5)), notice is given that a petition (FAP 5C1699) has been filed by Dr. Salsbury's Laboratories, Charles City, Iowa, proposing an amendment to § 121.263 3,5-Dinitrobenzamide to provide for the safe use of a combination drug containing 3,5-dinitrobenzamide, acetyl-(p-nitrophenyl)-sulfanilamide, 3-nitro-4-hydroxyphenylarsonic acid, and antibiotics, as follows:

Principal ingredient	Grams per ton	Combined with—	Grams per ton	Limitations	Indications for use
2.1 3,5-Dinitrobenzamide.	227 (0.025%)	Acetyl-(p-nitrophenyl)-sulfanilamide.	272 (0.030%)	For chickens; not to be fed to laying chickens; withdraw 5 days before slaughter; from feed additive premixes containing not more than 25% 3,5-dinitrobenzamide and 30% acetyl-(p-nitrophenyl)-sulfanilamide.	As an aid in the prevention of coccidiosis caused by <i>E. tenella</i> , <i>E. necatrix</i> , and <i>E. acervulina</i> .
2.2 3,5-Dinitrobenzamide.	227 (0.025%)	Acetyl-(p-nitrophenyl)-sulfanilamide. + 3-Nitro-4-hydroxyphenylarsonic acid.	272 (0.030%) 22.7-45.4 (0.0025-0.005%)	For chickens; not to be fed to laying chickens; withdraw 5 days before slaughter; from feed additive premixes containing not more than 25% 3,5-dinitrobenzamide, 30% acetyl-(p-nitrophenyl)-sulfanilamide, and 2.5-5% 3-nitro-4-hydroxyphenylarsonic acid; as sole source of organic arsenic.	Prevention of coccidiosis caused by <i>E. tenella</i> , <i>E. necatrix</i> , and <i>E. acervulina</i> ; growth promotion and feed efficiency; improving pigmentation.
a. 2.1 or 2.2		Penicillin	2.4-50	For chickens; not to be fed to laying chickens; as procaine penicillin.	Growth promotion and feed efficiency.
b. 2.1 or 2.2		Penicillin-streptomycin.	14.4-50	For chickens; not to be fed to laying chickens as procaine penicillin and streptomycin sulfate.	Do.
c. 2.1 or 2.2		Chlortetracycline	10-50	For chickens; not to be fed to laying chickens as chlortetracycline hydrochloride.	Do.
d. 2.1 or 2.2		Penicillin-bacitracin.	3.6-50	For chickens; not to be fed to laying chickens as procaine penicillin and bacitracin, zinc bacitracin, bacitracin methylene disalicylate or manganese bacitracin.	Do.
e. 2.1 or 2.2		Bacitracin	4-50	For chickens; not to be fed to laying chickens as bacitracin, zinc bacitracin or bacitracin methylene disalicylate.	Do.

Dated: April 13, 1965.

J. K. KIRK,
Assistant Commissioner for Operations.

[F.R. Doc. 65-4160; Filed, Apr. 21, 1965; 8:45 a.m.]

S. D. WARREN CO.

Notice of Filing of Petition for Food Additives Paper and Paperboard

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b) (5), 72 Stat. 1786; 21 U.S.C. 348(b) (5)), notice is given that a petition (FAP 5B1741) has been filed by S. D. Warren Co., Cumberland Mills, Maine, 04092, proposing an amendment to § 121.2571 of the food additive regulations to provide for the safe use of ammonium nitrate as a component of paper and paperboard intended for use in contact with dry food.

Dated: April 15, 1965.

J. K. KIRK,
Assistant Commissioner
for Operations.

[F.R. Doc. 65-4214; Filed, Apr. 21, 1965; 8:49 a.m.]

FEDERAL POWER COMMISSION

[Docket No. CP65-315]

EL PASO NATURAL GAS CO.

Further Notice of Application

APRIL 15, 1965.

A Notice of Application was issued in Docket No. CP65-315 on April 13, 1965,

regarding an application for a certificate of public convenience and necessity by El Paso Natural Gas Co., Post Office Box 1492, El Paso, Tex., 79999, for the construction and operation of certain facilities and the sale and delivery of natural gas to Intermountain Gas Co. for resale and distribution to Flying H Farms and to Northwest Natural Gas Co. for resale and general distribution in the communities of Carson, Wash., and Mollala, Jefferson, and Scio, Oreg., and their respective environs.

The notice and the text of the application in said docket recite that the maximum daily requirements of those customers proposed to be served during the third full year of natural gas service is 1,302 Mcf. The foregoing quantity is the heating season requirement. The period of peak demand for these customers will occur during the summer season when the maximum daily requirement for irrigation use will be 4,512 Mcf.

The due date for filing protests and petitions to intervene as set in said notice remains May 8, 1965.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 65-4186; Filed, Apr. 21, 1965; 8:46 a.m.]

[Docket No. E-6684]

VIRGINIA ELECTRIC & POWER CO.

Notice Fixing Time and Place of Hearing

APRIL 15, 1965.

Notice is hereby given that the hearing in the above-designated matter, fixed by order of February 11, 1965, is set for May 25, 1965, at 10:00 a.m., e.d.s.t., in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, D.C., 20426.

JOSEPH H. GUTRIDE,
Secretary.

[P.R. Doc. 65-4188; Filed, Apr. 21, 1965;
8:47 a.m.]

[Docket Nos. G-6170 etc.]

SUPERIOR OIL CO. ET AL.

Notice of Applications for Certificates, Abandonment of Service and Petitions To Amend Certificates¹

APRIL 14, 1965.

Take notice that each of the Applicants listed herein has filed an application or petition pursuant to section 7 of the Natural Gas Act for authorization to sell natural gas in interstate commerce or to abandon service heretofore authorized as described herein, all as more fully described in the respective applications and amendments which are on file with the Commission and open to public inspection.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C., 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before May 5, 1965.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on all applications in which no protest or petition to intervene is filed within the time required herein, if the Commission on its own review of the matter believes that a grant of the certificates or the authorization for the proposed abandonment is required by the public convenience and necessity. Where a protest or petition for leave to intervene is timely filed, or where the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicants to appear or be represented at the hearing.

JOSEPH H. GUTRIDE,
Secretary.

¹ This notice does not provide for consolidation for hearing of the several matters covered herein, nor should it be so construed.

Docket No. and date filed	Applicant	Purchaser, field and location	Price per Mcf	Pressure base
G-6170 D 4-1-65	The Superior Oil Co., Post Office Box 1521, Houston, Tex., 77001.	Southern Natural Gas Co., Gwinville Field, Jefferson and Simpson Counties, Miss.	Assigned	-----
G-6632 E 3-31-65	Gulf Oil Corp. (successor to C. W. Alexander, et al.), Post Office Box 1580, Tulsa, Okla., 74102.	United Gas Pipe Line Co., Pistol Ridge Field, Pearl River County, Miss.	\$ 20.0	15.025
G-11564 E 12-26-62	Pan American Petroleum Corp. (Operator), Post Office Box 591, Tulsa 2, Okla.	Northern Natural Gas Co., Prentice Gasoline Plant, Yeakum County, Tex.	\$ 13.0504	14.65
G-12175 D 4-1-65	Humble Oil & Refining Co., Post Office Box 2180, Houston, Tex., 77001.	Northern Natural Gas Co., Hansford Field, Hansford and Hutchinson Counties, Tex.	Assigned	-----
G-14650 4-1-65	Gulf Oil Corp., Post Office Box 1589, Tulsa, Okla., 74102.	Transwestern Pipeline Co., Waha Field, Reeves County, Tex.	\$ 17.0	14.65
C161-1281 C 4-7-65	Secony Mobil Oil Co., Inc. (Operator), et al., 150 East 42d St., New York, N.Y., 10017.	Michigan Wisconsin Pipe Line Co., Acreage in Woodward County, Okla.	17.0	14.65
C162-880 E 3-8-65	A. R. Jackson, et al. d.b.a. Chlorides Bennett, et al., No. 1 (successor to John R. Robinson, et al. d.b.a. Chlorides Bennett, et al., No. 1), 224 Third Ave., South Charleston, W. Va.	Consolidated Gas Supply Corp., DeKalb District, Gilmer County, W. Va.	25.0	15.325
C163-951 C 4-2-65	Young and Hildreth, et al., Box 494, Spencer, W. Va.	Consolidated Gas Supply Corp., Spencer District, Roane County, W. Va.	25.0	15.325
C164-1506 C 4-8-65	Pan American Petroleum Corp. (Operator), et al., Post Office Box 591, Tulsa, Okla., 74102.	El Paso Natural Gas Co., Gallup Field, San Juan County, N. Mex.	13.0	15.025
C165-970 A 4-2-65	Rincon Oil & Gas Corp., 1126 Mercantile Securities Bldg., Dallas, Tex., 75201.	El Paso Natural Gas Co., Dakota Field, Rio Arriba County, N. Mex.	13.0	15.025
C165-971 A 4-2-65	Anadarko Production Co., Post Office Box 351, Liberal, Kans.	Natural Gas Pipeline Co. of America, Quinlan Northwest Field, Woodward County, Okla.	17.0	14.65
C165-972 A 3-30-65	Willard E. Ferrell, agent for Optimistic Oil & Gas Co., Post Office Box 5056, Philadelphia, Pa., 19111.	Equitable Gas Co., Troy District, Gilmer County, W. Va.	25.0	15.325
C165-973 F 4-1-65	Mrs. Helen Carver, d.b.a. Anthony Oil Co. (Operator), et al. (successor to Union Producing Co.), Box 644, Benton Harbor, Mich.	United Gas Pipe Line Co., Greenwood-Waskom Field, Caddo Parish, La.	\$ 12.25	15.025
C165-974 A 4-5-65	George J. Despot (Operator), et al., 1211 Commercial National Bank Bldg., Shreveport, La.	Lone Star Gas Co., Henderson Field, Rusk County, Tex.	\$ 16.0	14.65
C165-975 A 4-5-65	J. M. Huber Corp., 2401 East Second Ave., Denver, Colo., 80206.	Panhandle Eastern Pipe Line Co., Iris Field, Seward County, Kans.	16.0	14.65
C165-976 B 4-2-65	Tennessee Oil Co. (formerly Deidt-Taylor Oil Corp.), Post Office Box 2511, Houston, Tex., 77001.	Natural Gas Pipeline Co. of America, North Knolls Field, Nueces County, Tex.	(?)	-----
C165-977 B 4-5-65	Associated Oil & Gas Co., et al., 1416 Bank of Southwest Bldg., Houston 2, Tex.	Ben Bolt Gathering Co., acreage in Nueces, Duval and Jim Wells Counties, Tex.	Depleted	-----
C165-978 B 4-5-65	Miller & Fox (Operator), et al., 410 Oil Industries Bldg., Corpus Christi, Tex.	Ben Bolt Gathering Co., Alice Field, Jim Wells County, Tex.	Depleted	-----
C165-979 B 4-5-65	East White Point Gathering Co., 1801 Driscoll Bldg., Corpus Christi, Tex.	Ben Bolt Gathering Co., Midway Field, San Patricio County, Tex.	Depleted	-----
C165-980 B 4-5-65	Engco Gathering Co., et al., 1801 Driscoll Bldg., Corpus Christi, Tex.	do	Depleted	-----
C165-981 B 4-5-65	Busmore Oil & Gas Co., Operator, 507 Oil Industries Bldg., Corpus Christi, Tex.	Ben Bolt Gathering Co., Alice Field, South Alice Area, Jim Wells County, Tex.	Depleted	-----
C165-982 A 4-7-65	Lewis Maxwell Lease, c/o George W. Moses, agent, Post Office Box 309, Clarksville, W. Va.	Equitable Gas Co., West Union and Central Districts, Doddridge County, W. Va.	25.0	15.325
C165-983 A 4-6-65	Gulf Oil Corp., Post Office Box 1589, Tulsa, Okla., 74102.	Transwestern Pipeline Co., Waha Field, Reeves County, Tex.	16.0	14.65
C165-985 B 4-5-65	Skelly Oil Co., Post Office Box 1650, Tulsa, Okla.	Arkansas Louisiana Gas Co., Simsboro Field, Lincoln Parish, La.	Depleted	-----
C165-986 B 4-5-65	do	Kansas-Nebraska Natural Gas Co., Inc., Guymon-Hugoton Field, Texas County, Okla.	Depleted	-----
C165-987 B 4-5-65	D. F. Cox, A-111, Well No. 1, Post Office Box 274, Cadro, W. Va.	Consolidated Gas Supply Corp., Murphy District, Ritchie County, W. Va.	Uneconomical	-----
C165-988 A 4-5-65	Petroleum, Inc., 352 North Broadway, Wichita, Kans.	Northern Natural Gas Co., Sitka Morrow Field, Clark County, Kans.	16.0	14.65
C165-989 A 4-7-65	The Heber Production Co., Post Office Box 18777, Oklahoma City, Okla., 73118.	Northern Natural Gas Co., Beaver Area, Beaver County, Okla.	17.0	14.65
C165-990 B 4-5-65	Carri Oil, et al., Post Office Box 376, Corpus Christi, Tex.	Ben Bolt Gathering Co., Papalote Field, Bee County, Tex.	Depleted	-----

Filing code: A—Initial service.
B—Abandonment.
C—Amendment to add acreage.
D—Amendment to delete acreage.
E—Succession.
F—Partial succession.

See footnotes at end of table.

Docket No. and date filed	Applicant	Purchaser, field and location	Price per Mcf	Pressure base
CI65-991 A 4-8-65	Mesa Petroleum Co. (Operator), et al., 1501 Taylor St., Amarillo, Tex.	Natural Gas Pipeline Co. of America, West Panhandle Field, Carson County, Tex.	13.2	14.65
CI65-993 B 4-8-65	Sunray DX Oil Co., Post Office Box 2039, Tulsa, Okla., 74102.	United Gas Pipe Line Co., East Cabela Creek, Goliad County, Tex.	Depleted	
CI65-994 B 4-8-65	Tidewater Oil Co., Post Office Box 1404, Houston, Tex., 77001.	Arkansas Louisiana Gas Co., East Kremlin Field, Garfield County, Okla.	Depleted	
CI65-995 A 4-8-65	The Superior Oil Co., Post Office Box 1821, Houston, Tex., 77001.	Natural Gas Pipeline Co. of America, Indian Basin Area, Eddy County, N. Mex.	16.0	14.65
CI65-996 A 4-8-65	James W. Herschberger, 807 First National Bank Bldg., Wichita, Kans., 67202.	Michigan Wisconsin Pipe Line Co., Soden Field, Stafford County, Kans.	12.0	14.65

* Rate in effect subject to refund in Docket No. G-10665. Proposed increased rate of 24.0 cents per Mcf filed for and suspended in Docket No. G-19981 was never made effective.

* Amendment to application filed to substitute Irving D. Iako in lieu of Prentice Development Corp., one of the certificate holders under said docket. Temporary certificate issued Oct. 18, 1961, to Pan American Petroleum Corp. as Operator to continue service previously rendered by Honolulu Oil Corp. (Operator), et al., former Operator for Prentice Development Corp.

* Rate in effect subject to refund in Docket No. G-17059.

* Amendment to certificate filed to cover interest of non-signatory co-owner.

* Rate in effect subject to refund in Docket No. R164-176.

* Includes 1.5 cents per Mcf tax reimbursement.

* Plus 0.0066 cent per Mcf tax reimbursement.

* Production has ceased from leases and Gas Sales Contract has been terminated.

[F.R. Doc. 65-4119; Filed, Apr. 21, 1965; 8:45 a.m.]

[Project No. 2505]

EARLE V. AUSMAN AND TAUNO LAPPI

Notice of Application for Preliminary Permit

APRIL 14, 1965.

Public notice is hereby given under the Federal Power Act (16 U.S.C. 791a-825r) that application has been filed by Earle V. Ausman and Tauno Lappi (correspondence to: Earle V. Ausman, Apt. 671, 727 Elm Street, Anchorage, Alaska) for a preliminary permit for proposed Project No. 2505, to be known as Power Creek Hydroelectric Project, to be located on Power Creek, about 4 miles above its outlet into Eyak Lake, a tributary to the Gulf of Alaska, in the Third Judicial Division, Alaska, and affecting lands of the United States within the Chugach National Forest in the general vicinity of Cordova.

As described in the application, the proposed project will consist of: A rock-fill dam creating a reservoir with a maximum water surface elevation of 440 feet; a spillway to pass maximum design flood; a 36-inch low pressure conduit approximately 8,920 feet long; surge tank; steel penstock about 900 feet long; powerhouse at elevation 36 feet containing two 900 kw generating units with provision for a future third unit; and appurtenant facilities. Applicants propose to sell all of the power generated to the City of Cordova for distribution to its customers, except the power generated which is necessary for station use.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C., 20426, in accordance with the rules of practice and procedure of the Commission (18 CFR 1.8 or 1.10). The last day upon which protests or petitions may be filed is May 31,

1965. The application is on file with the Commission for public inspection.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 65-4185; Filed, Apr. 21, 1965; 8:46 a.m.]

[Docket Nos. CP65-213-CP65-215]

PACIFIC GAS TRANSMISSION CO.

Notice of Applications

APRIL 15, 1965.

Take notice that on January 12, 1965, Pacific Gas Transmission Co. (Applicant), San Francisco, Calif., filed an application as amended on March 31, 1965, in Docket No. CP65-215 pursuant to section 3 of the Natural Gas Act requesting an order of the Commission authorizing Applicant to import additional volumes of natural gas from the Dominion of Canada (Canada). On the respective dates noted above, Applicant filed an application and amendments in Docket No. CP65-213 pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of facilities for the interstate transportation and sale of additional volumes of natural gas. Concurrently with these applications, Applicant also filed in Docket No. CP65-214, an application for a permit pursuant to Executive Order No. 10485 authorizing the construction, operation, maintenance and connection of facilities at the international boundary between the United States and Canada for the importation of additional volumes of natural gas from Canada. The proposal involved is more fully set forth in the applications and amendments submitted in the above dockets, and these applications are on file with the Commission and open to public inspection.

The above applications incorporate a proposal by Applicant for the transport-

tation of additional volumes of natural gas from Canada to California, and the sale of the gas at the Oregon-California border to Pacific Gas and Electric Co. (P.G. and E.), for resale and distribution by P.G. and E. in northern and central California. Specifically natural gas will be purchased from producers in Alberta by Alberta and Southern Gas Co. Ltd. (Alberta and Southern), and transported by Alberta Gas Trunk Line Co., Limited to a point in Alberta near the Alberta-British Columbia boundary. From there, Alberta Natural Gas Co. will transport the gas to a point on the international boundary between the United States and Canada in the vicinity of Kingsgate, British Columbia, where it will be purchased by Applicant from Alberta and Southern. Applicant then proposes to transport the gas to the Oregon-California border and there sell it to P.G. and E.

The application states that at present (during the 12 months ended November 30, 1964), Applicant purchases 399,000 Mcf of natural gas per day from Alberta and Southern, and sells 397,000 Mcf per day to P.G. and E. The additional volumes of gas involved in the instant application will approximate 200,000 Mcf per day, with deliveries of 100,000 Mcf to commence on or about November 1, 1966, and deliveries of the full 200,000 to commence on or about November 1, 1967. These volumes are in addition to present volumes.

In order to carry out the above proposals, Applicant seeks authorization to construct, install, and operate: (1) 8,250 additional horsepower of compression at its compressor station, No. 4, near Sandpoint, Idaho; (2) a new 10,000 installed horsepower compressor station, No. 6, near Rosalia, Wash.; (3) a new 10,000 installed horsepower compressor station, No. 9, near Ione, Ore.; (4) a new 16,000 installed compressor station, No. 11, near Madras, Ore.; (5) a new 8,000 installed horsepower compressor station, No. 14, near Bonanza, Ore.; (6) additional metering facilities at the existing meter station on the Oregon-California border; (7) a maintenance base near Condon, Ore.; and (8) a gas control computer in its office building in Spokane, Wash. Applicant also proposes to change impellers at its Stations Nos. 8 and 13, near Wallula, Wash., and Diamond Junction, Ore., respectively.

The estimated cost of Applicant's proposed construction is \$13,857,000, and will be financed with cash currently on hand and cash to be generated from operations in the years 1964 through 1967.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C., 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (157.20) on or before May 7, 1965.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 65-4187; Filed, Apr. 21, 1965; 8:46 a.m.]

[Docket No. RI65-586]

SHELL OIL CO.

Order Providing for Hearing on and Suspension of Proposed Change in Rate; Change Effective Subject to Refund

APRIL 15, 1965.

Respondent named herein has filed a proposed change in rate and charge of a currently effective rate schedule for the sale of natural gas under Commission jurisdiction, as set forth in Appendix A below.

The proposed changed rate and charge may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

The Commission finds:

It is in the public interest and consistent with the Natural Gas Act that the Commission enter upon a hearing regarding the lawfulness of the proposed change, and that the supplement herein

be suspended and its use be deferred as ordered below.

The Commission orders: (A) Under the Natural Gas Act, particularly sections 4 and 15, the regulations pertaining thereto (18 CFR Ch. I), and the Commission's rules of practice and procedure, a public hearing shall be held concerning the lawfulness of the proposed change.

(B) Pending hearing and decision thereon, the rate supplement herein is suspended and its use deferred until date shown in the "Date Suspended Until" column, and thereafter until made effective as prescribed by the Natural Gas Act: *Provided, however*, That the supplement to the rate schedule filed by Respondent shall become effective subject to refund on the date and in the manner herein prescribed if within 20 days from the date of the issuance of this order Respondent shall execute and file under its above-designated docket number with the Secretary of the Commission its agreement and undertaking to comply with the refunding and reporting

procedure required by the Natural Gas Act and §154.102 of the regulations thereunder, accompanied by a certificate showing service of a copy thereof upon the purchaser under the rate schedule involved. Unless Respondent is advised to the contrary within 15 days after the filing of its agreement and undertaking, such agreement and undertaking shall be deemed to have been accepted.

(C) Until otherwise ordered by the Commission, neither the suspended supplement, nor the rate schedule sought to be altered, shall be changed until disposition of this proceeding or expiration of the suspension period.

(D) Notices of intervention or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C., 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 and 1.37 (f)) on or before June 2, 1965.

By the Commission.

[SEAL]

GORDON M. GRANT,
Acting Secretary.

APPENDIX A

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until	Cents per Mcf		Rate in effect subject to refund in docket No.
									Rate in effect	Proposed increased rate	
RI65-586	Shell Oil Co., 50 West 50th Street, New York 20, N.Y.	5	18	Texas Eastern Transmission Corp. (Helen Gohlke Field, DeWitt and Victoria Counties, Tex.) (R.R. District No. 2).	\$9,000	3-19-65	3-19-65	3-4-20-65	14.6	15.33	

¹ Includes letter from buyer requesting seller to maintain delivery pressure of 1,200 p.s.i.g.

² The stated effective date is the first day after expiration of the required statutory notice.

³ The suspension period is limited to 1 day.

⁴ Increase due to service charge for maintaining delivery pressure at 1,300 p.s.i.g.

⁵ Settlement rate.

⁶ Pressure base is 14.65 p.s.i.g.

Shell Oil Co. (Shell) requests waiver of the statutory notice period in order to permit its proposed rate increase to become effective as of March 15, 1965. Good cause has not been shown for waiving the 30-day notice requirement provided in section 4(d) of the Natural Gas Act to permit an earlier effective date for Shell's rate filing and such request is denied.

Shell's proposed increased rate and charge exceeds the applicable area price level for increased rates in Texas Railroad District No. 2 as set forth in the Commission's Statement of General Policy No. 61-1, as amended (18 CFR, Ch. I, Part 2, § 2.56).

[F.R. Doc. 65-4189; Filed, Apr. 21, 1965; 8:47 a.m.]

DEPARTMENT OF LABOR

Wage and Hour Division

CERTIFICATES AUTHORIZING EMPLOYMENT OF LEARNERS AT SPECIAL MINIMUM RATES

Notice is hereby given that pursuant to section 14 of the Fair Labor Standards Act of 1938 (52 Stat. 1060, as amended, 29 U.S.C. 201 et seq.), and Administrative Order No. 579 (28 F.R. 11524) the firms listed in this notice have been issued special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rates otherwise applicable under section 6 of the act. The effective and expiration dates, occupations, wage rates, num-

ber or proportion of learners and learning periods, for certificates issued under general learner regulations (29 CFR 522.1 to 522.9), and the principal product manufactured by the employer are as indicated below. Conditions provided in certificates issued under the supplemental industry regulations cited in the captions below are as established in those regulations.

Apparel Industry Learner Regulations (29 CFR 522.1 to 522.9, as amended, and 29 CFR 522.20 to 522.25, as amended).

The following learner certificates were issued authorizing the employment of 10 percent of the total number of factory production workers for normal labor turnover purposes. The effective and expiration dates are indicated.

Atwood, Inc., Mooresville, N.C.; effective 3-20-65 to 3-19-66 (men's work pants and work shirts).

Atwood, Inc., Troutman, N.C.; effective 3-23-65 to 3-22-66 (men's work shirts and sport shirts).

Blue Bell, Inc., Homer, Ga.; effective 3-30-65 to 3-29-66 (dungarees).

Blue Bell, Inc., 301 North Main Street, Abingdon, Ill.; effective 4-1-65 to 3-31-66 (men's cotton pants).

Blue Bell, Inc., Prentiss County, Baldwin, Miss.; effective 4-1-65 to 3-31-66 (ladies', girls', and kiddies' blouses).

Blue Bell, Inc., Ada, Okla.; effective 3-25-65 to 3-24-66 (men's and boys' dungarees).

Blue Bell, Inc., Coalgate, Okla.; effective 3-25-65 to 3-24-66 (ladies', girls', and kiddies' dungarees).

Capitol City Manufacturing Co., 1651 Holland St., West Columbia, S.C.; effective 3-29-65 to 3-28-66 (women's house dresses).

Carbondale Apparel Co., 5 John Street, Carbondale, Pa.; effective 3-27-65 to 3-26-66 (children's dresses).

Chetopa Manufacturing Co., Inc., Chetopa, Kans.; effective 3-19-65 to 3-18-66 (men's work clothing).

Cookeville Shirt Co., 106 North Walnut Street, Cookeville, Tenn.; effective 3-24-65 to 3-23-66 (men's dress shirts).

Empire Manufacturing Co., Winder, Ga.; effective 4-1-65 to 3-31-66 (men's and boys' pants).

Fortex Manufacturing Co., Inc., Fort Deposit, Ala., and Greenville, Ala.; effective 4-7-65 to 4-6-66 (pajamas).

Hartsville Garment Corp., Post Office Box 5, Hartsville, Tenn.; effective 3-25-65 to 3-24-66 (men's sport shirts).

Huntington Manufacturing Co., Inc., 629 10th Street, Huntington, West Va.; effective 3-24-65 to 3-23-66 (women's dresses).

Indiana Sportswear Co., Post Office Box 252, Indiana, Pa.; effective 3-30-65 to 3-29-66 (men's and boys' outerwear jackets).

H. D. Lee Co., Inc., Lebanon, Mo.; effective 3-14-65 to 3-13-66 (men's and boys' pants).

Madill Manufacturing Co., Inc., Madill, Okla.; effective 4-3-65 to 4-2-66 (men's dress trousers).

Manchester Industries, Manchester, Tenn.; effective 3-25-65 to 3-24-66 (men's and boys' dress shirts).

Monticello Manufacturing Inc., Warren Street, Monticello, Ga.; effective 3-19-65 to 3-18-66 (men's and boys' slacks).

Oxford Manufacturing Co., a division of Kellwood Co., Oxford, Miss.; effective 3-31-65 to 3-30-66 (men's dress pants and shorts).

J. H. Rutter Rex Manufacturing Co., Columbia, Miss.; effective 3-30-65 to 3-29-66 (men's cotton work shirts).

Salant and Salant, Inc., Troy Road, Obion, Tenn.; effective 3-28-65 to 3-27-66 (boys' shirts).

Salant and Salant, Inc., 408 East Florida Avenue, Union City, Tenn.; effective 4-13-65 to 4-12-66 (men's cotton work pants).

The Seaford Garment Co., Phillips Street, Seaford, Del.; effective 3-27-65 to 3-26-66 (shirts).

Shane Manufacturing Co., Inc., Men's Work Clothing Division, 1817 West Michigan Street, Evansville, Ind.; effective 4-1-65 to 3-31-66 (men's work clothing, denim overalls, etc.).

Spartans Industries, Inc., Sparta, Tenn.; effective 3-26-65 to 3-25-66 (ladies' tailored blouses).

Sunset Manufacturing Co., Inc., 24 Moser Road, Pottstown, Pa.; effective 3-26-65 to 3-25-66 (ladies' dresses).

Ware Place Manufacturing Co., Inc., Route No. 2, Pelzer, S.C.; effective 3-30-65 to 3-29-66 (ladies' dresses).

Waynesboro Sportswear, Inc., 230-40 West North Street, Waynesboro, Pa.; effective 3-20-65 to 3-19-66 (men's and ladies' trousers).

Weaver Pants Co., Inc., 503 Polk Street, Corinth, Miss.; effective 3-18-65 to 3-17-66 (men's slacks).

Williamson-Dickie Manufacturing Co., Uvalde, Tex.; effective 3-19-65 to 3-18-66 (men's work shirts).

Yunker Manufacturing Co., 315 Ann Street, Parkersburg, W. Va.; effective 3-29-65 to 3-28-66 (children's playwear).

The following learner certificates were issued for normal labor turnover purposes. The effective and expiration dates and the number of learners authorized are indicated.

Bennettsville Manufacturing Co., Bennettsville, S.C.; effective 3-29-65 to 3-28-66; 10 learners (ladies' cotton dresses).

College Casuals Co., Shepp Street, Shepp-ton, Pa.; effective 3-25-65 to 3-24-66; 10 learners (ladies' shorts and slacks).

Duquesne Manufacturing Co., 852 Constitution Boulevard, New Kensington, Pa.; effective 4-1-65 to 3-31-66; 10 learners (women's dresses).

East Waterford Textiles, Inc., East Waterford, Pa.; effective 4-3-65 to 4-2-66; 10 learners (ladies' dresses).

Holiday Togs, Inc., 520 South Market Street, Dayton, Tenn.; effective 3-22-65 to 3-21-66; 10 learners (gym pants, boys' and girls' outerwear shorts).

Excelsior Manufacturing Co., East Vine Street, Salisbury, Md.; effective 3-26-65 to 3-25-66; 10 learners (children's and ladies' blouses).

Edward Hyman Co., Frost Street, Hazlehurst, Miss.; effective 3-29-65 to 3-28-66; 10 learners (men's work pants).

Jaline Togs, Inc., 7 Pine Street, Homer, N.Y.; effective 3-25-65 to 3-24-66; 10 learners (children's slacks, shorts, playclothes).

Lady Salisbury Classics, Inc., Jenkins Lane, Salisbury, Md.; effective 3-25-65 to 3-24-66; 10 learners (children's shorts, blouses and ladies' slacks).

Sportee Corp. of North Carolina, Post Office Box 338, Clarkton, N.C.; effective 3-19-65 to 3-18-66; 10 learners (ladies' blouses, capris and jamaicas).

The following learner certificates were issued for plant expansion purposes. The effective and expiration dates and the numbers of learners authorized are indicated.

Bennettsville Manufacturing Co., Bennettsville, S.C.; effective 3-29-65 to 3-28-66; 15 learners (ladies' cotton dresses).

Chippley Outerwear Corp., Pine Mountain, Ga.; effective 3-25-65 to 3-24-66; 30 learners (men's and boys' outerwear jackets).

Garan, Inc., Hillsdale Division, Kosciusko, Miss.; effective 3-17-65 to 3-16-66; 25 learners (men's and boys' sport shirts).

Excelsior Manufacturing Co., East Vine Street, Salisbury, Md.; effective 3-26-65 to 3-25-66; 15 learners (children's and ladies' blouses).

Janmark, Inc., Post Office Box 8, Highway No. 111, North, Albion, N.C.; effective 3-20-65 to 3-19-66; 25 learners (children's outerwear jackets).

The Jay Garment Co., Brockville, Ind.; effective 4-1-65 to 3-30-66; 35 learners (boys' pants).

Junction City Manufacturing Corp., Junction City, Ark.; effective 3-19-65 to 3-18-66; 200 learners (ladies' pajamas).

McColl Manufacturing Co., McColl, S.C.; effective 3-22-65 to 3-21-66; 25 learners (ladies' dresses).

Phillips-Van Heusen Corp., Fort Payne, Ala.; effective 3-22-65 to 3-21-66; 60 learners (dress shirts).

Henry I. Siegel Co., Inc., Eloy, Ariz.; effective 3-30-65 to 3-29-66; 60 learners (men's and boys' single pants).

Yunker Manufacturing Co., 315 Ann Street, Parkersburg, W. Va.; effective 3-29-65 to 3-28-66; 60 learners (children's playwear).

Wright Manufacturing Co., 626 West Currahee Street, Toccoa, Ga.; effective 3-22-65 to 3-21-66; 50 learners (men's and boys' pants).

Knitted Wear Industry Learner Regulations (29 CFR 522.1 to 522.9, as amended, and 29 CFR 522.30 to 522.35, as amended).

O'Bryan Brothers, Inc., 600 West Seminary, Richland Center, Wis.; effective 3-25-65 to 3-24-66; 35 learners for plant expansion purposes (women's and children's pants).

O'Bryan Brothers, Inc., 600 West Seminary, Richland Center, Wis.; effective 3-25-65 to 11-14-65; 5 learners for normal labor turnover purposes (women's and children's pants) (replacement certificate).

Union Underwear Co., Inc., Bowling Green, Ky.; effective 3-27-65 to 3-26-66; 5 percent of the total number of factory production workers for normal labor turnover purposes (men's and boys' underwear).

Shadowline, Inc., Morganton, N.C.; effective 3-18-65 to 3-17-66; 30 learners for plant expansion purposes (ladies' lingerie).

Regulations Applicable to the Employment of Learners (29 CFR 522.1 to 522.9, as amended)

The following learner certificates were issued in Puerto Rico to the companies hereinafter named. The effective and expiration dates, learner rates, occupations, learning periods, and the number of learners authorized to be employed, are indicated.

Affiliated Industries, Inc., Road 183 kilometer 8.3, Post Office Box 118, San Lorenzo, P.R.; effective 2-18-65 to 2-17-66; 15 learners for plant expansion purposes in the occupations of: (1) Stitching machine operator, for a learning period of 320 hours at the rates of 60 cents an hour for the first 160 hours and 70 cents an hour for the remaining 160 hours; and (2) clicker machine operator, riveting machine operator, corner machine operator, each for a learning period of 160 hours at the rate of 60 cents an hour (briefcases and school bags).

Affiliated Industries, Inc., Road 183 kilometer 8.3, Post Office Box 118, San Lorenzo, P.R.; effective 2-18-65 to 2-17-66; 5 learners for normal labor turnover purposes in the occupations of: (1) Stitching machine operator, for a learning period of 320 hours at the rates of 60 cents an hour for the first 160 hours and 70 cents an hour for the remaining 160 hours; and (2) clicker machine operator, riveting machine operator, corner

machine operator, each for a learning period of 160 hours at the rate of 60 cents an hour (briefcases and school bags).

Beatrice Needle Craft, Inc., 60 Comercio Street, Post Office Box 88, Mayaguez, P.R.; effective 2-22-65 to 2-21-66; 35 learners for plant expansion purposes in the occupation of sewing machine operator, for a learning period of 480 hours at the rates of 92 cents an hour for the first 320 hours and \$1.03 an hour for the remaining 160 hours (brasieres).

Carol Anne Corp., Santo Domingo Street, Post Office Box 67, Yauco, P.R.; effective 2-17-65 to 2-16-66; 15 learners for normal labor turnover purposes in the occupation of sewing machine operator (reembroidery), for a learning period of 480 hours at the rates of 75 cents an hour for the first 240 hours and 83 cents an hour for the remaining 240 hours (women's underwear and night wear).

Contours, Inc., Post Office Box 163, Caguas, P.R.; effective 3-2-65 to 3-1-66; 5 learners for normal labor turnover purposes in the occupations of: (1) Cup cutter, cup sprayer, cup presser, each for a learning period of 240 hours at the rate of 92 cents an hour; and (2) die and clicker machine operator, for a learning period of 160 hours at the rate of 92 cents an hour (bust pads).

Curtis Mathes of P.R., Inc., Highway 165, Post Office Box 99, Toa Alta, P.R.; effective 2-24-65 to 2-23-66; 15 learners for normal labor turnover purposes in the occupations of: (1) Assembly of TV circuit board and chassis, for a learning period of 480 hours at the rates of 98 cents an hour for the first 240 hours and \$1.08 an hour the remaining 240 hours; and (2) assemble, test and repair of TV sets, each for a learning period of 480 hours at the rates of \$1.00 an hour for the first 240 hours and \$1.13 an hour for the remaining 240 hours (assembly of TV sets).

El Finaie, Inc., Post Office Box 992, Caguas, P.R.; effective 2-23-65 to 2-22-66; 15 learners for plant expansion purposes in the occupations of machine stitcher, for a learning period of 480 hours at the rates of 75 cents an hour for the first 240 hours and 86 cents an hour for the remaining 240 hours; and (2) die and clicker machine operator, for a learning period of 160 hours at the rate of 75 cents an hour (ladies' gloves).

Janrico, Inc., Post Office Box 152, Rincon, P.R.; effective 2-19-65 to 2-18-66; 5 learners for normal labor turnover purposes in the occupation of sewing machine operator, for a learning period of 480 hours at the rates of 92 cents an hour for the first 320 hours and \$1.03 an hour for the remaining 160 hours (brasieres).

Mohawk Products, Inc., 66 Comercio Street, Post Office Box 501, Aguadilla, P.R.; effective 1-11-65 to 1-10-66; 10 learners for normal labor turnover purposes in the occupations of: (1) Stitching machine operator, for a learning period of 320 hours at the rates of 65 cents an hour for the first 160 hours and 75 cents an hour for the remaining 160 hours; and (2) die and clicker machine operator, final inspector, each for a learning period of 160 hours at the rate of 65 cents an hour (leather sports gloves) (replacement certificate).

Ricardo Corp., Post Office Box 127, Hormigueros, P.R.; effective 2-19-65 to 2-18-66; 17 learners for normal labor turnover purposes in the occupations of: (1) Machine stitcher, layer-off, each for a learning period of 480 hours at the rates of 75 cents an hour for the first 240 hours and 86 cents an hour for the remaining 240 hours; and (2) die and clicker machine operator, for a learning period of 160 hours at the rate of 75 cents an hour (fabric and leather gloves).

Sun Manufacturing, Inc., Post Office Box 3207, Marina Station, Mayaguez, P.R.; effective 2-22-65 to 2-21-66; 23 learners for normal labor turnover purposes in any factory productive occupation (with certain excep-

tions), each for a learning period of 480 hours at the rates of 76 cents an hour for the first 240 hours and 88 cents an hour for the remaining 240 hours (canvas uppers for vulcanized shoes).

United Corp., Post Office Box 52, Cabo Rojo, P.R.; effective 2-18-65 to 5-24-65; 26 learners for plant expansion purposes in the occupations of: (1) Machine stitcher, layer-off, each for a learning period of 480 hours at the rates of 75 cents an hour for the first 240 hours and 88 cents an hour for the remaining 240 hours; and (2) die and clicker machine operator, for a learning period of 160 hours at the rates of 75 cents an hour (leather gloves).

Wayne Industries, Inc., Post Office Box 488, Catano, P.R.; effective 2-15-65 to 8-14-65; 35 learners for plant expansion purposes in the occupations of: (1) Sewing machine operator, for a learning period of 480 hours at the rates of 92 cents an hour for the first 320 hours and \$1.03 an hour for the remaining 160 hours in the manufacture of girdles; and (2) sewing machine operator, for a learning period of 480 hours at the rates of 88 cents an hour for the first 240 hours and \$1.03 an hour for the remaining 240 hours in the manufacture of swimsuits (ladies' foundation girdles and swimsuits).

Each learner certificate has been issued upon the representations of the employer which, among other things, were that employment of learners at special minimum rates is necessary in order to prevent curtailment of opportunities for employment, and that experienced workers for the learner occupations are not available. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within 15 days after publication of this notice in the FEDERAL REGISTER pursuant to the provisions of 29 CFR 522.9. The certificates may be annulled or withdrawn, as indicated therein, in the manner provided in 29 CFR Part 528.

Signed at Washington, D.C., this 9th day of April 1965.

ROBERT G. GRONWALD,
Authorized Representative
of the Administrator.

[F.R. Doc. 65-4191; Filed, Apr. 21, 1965;
8:47 a.m.]

INTERSTATE COMMERCE COMMISSION

[S.O. 947, 2d Rev. Taylor's Car Distribution
Direction 7]

NORFOLK AND WESTERN RAILWAY CO. ET AL.

Freight Car Distribution

Pursuant to section 1 (15) and (17) of the Interstate Commerce Act and authority vested in me by paragraph (a) (5)(b) of the Interstate Commerce Commission Service Order No. 947 (28 F.R. 12127; 29 F.R. 6014, 9670, 18506).

It appearing, that there exists a shortage of box cars in sections of the country served by the Great Northern Railway Co. because of inequitable distribution, and it appearing that the present carrier rules, regulations, and practices with respect to the use, supply, control, movement, distribution, exchange, inter-

change, and return of cars to the railroads owning such cars are ineffective; this Agent is of the opinion that an emergency exists requiring immediate action, and that notice and public procedure are impracticable and contrary to the public interest, and that good cause exists for making this direction effective upon less than 30 days' notice.

It is ordered, That:

(1) The Norfolk and Western Railway Co.; Chicago, Burlington & Quincy Railroad Co.; and Great Northern Railway Co. shall observe, enforce, and obey the following directions, rules, regulations, and practices with respect to freight car distribution:

(a) The Norfolk and Western Railway Co. shall deliver to the Chicago, Burlington & Quincy Railroad Co. a weekly total of 175 empty plain serviceable box cars with inside length less than 44'8". Exceptions: Bangor and Aroostook Railroad Co., Maine Central Railroad Co., and Canadian ownerships.

(b) Cars received by the Chicago, Burlington & Quincy Railroad Co. under this direction will be delivered to the Great Northern Railway Co.

(c) Cars applied under this direction shall be carded to the Great Northern Railway Co., and each car shall be identified by the Norfolk and Western Railway Co. on its empty car cards, movement slips, and interchange records as moving under the provisions of this direction. Such cards or movement slips to accompany cars to destination carrier named as beneficiary line in this direction.

(d) The rate of delivery specified in this direction shall be maintained within weekly periods ending each Sunday at 11:59 p.m., so that at the end of each 7 days the full delivery required for that period shall have been made.

It is further ordered, That:

(2) No common carrier by railroad subject to the Interstate Commerce Act shall intercept, appropriate, or divert empty foreign cars moving under the provisions of this direction, except as follows:

(a) Empty cars received from connections identified as moving under the provisions of this direction and utilized for loading must be offset by the using railroad with an equivalent number of empty cars of like classification.

(b) Each road named in this car distribution direction must identify cars moving under the provisions of this direction either by empty car cards or movement slips, and these cards or movement slips must accompany cars to beneficiary lines. Such cars must also be so identified on interchange records.

(c) The Norfolk and Western Railway Co. must advise Agent Charles W. Taylor each Wednesday as to the number of cars delivered during the preceding week, ending each Sunday at 11:59 p.m., to the Chicago, Burlington & Quincy Railroad Co.

(d) The Chicago, Burlington & Quincy Railroad Co. must advise Agent Charles W. Taylor each Wednesday as to the number of cars received during the preceding week, ending each Sunday at 11:59 p.m., from the Norfolk and West-

ern Railway Co.; and the number of cars delivered to the Great Northern Railway Co. during the preceding week, ending each Sunday at 11:59 p.m.

(e) The Great Northern Railway Co. must advise Agent Charles W. Taylor each Wednesday as to the number of cars received from the Chicago, Burlington & Quincy Railroad Co. during the preceding week, ending each Sunday at 11:59 p.m.

(3) Application: The provisions of this direction shall apply to intrastate, interstate, and foreign commerce.

(4) Regulations suspended: The operation of all rules and regulations insofar as they conflict with the provisions of this direction is hereby suspended.

(5) Effective date: This revised direction shall become effective at 5 p.m., April 16, 1965.

(6) Expiration date: This revised direction shall expire at 11:59 p.m., May 14, 1965, unless otherwise modified, changed, suspended, or annulled by order of this Commission.

It is further ordered, That a copy of this direction shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this direction be given to the general public by depositing a copy in the Office of the Secretary of the Commission at Washington, D.C., and by filing it with the Director, Office of the Federal Register.

Issued at Washington, D.C., April 16, 1965.

INTERSTATE COMMERCE
COMMISSION,
CHARLES W. TAYLOR,
Agent.

[SEAL]

[F.R. Doc. 65-4209; Filed, Apr. 21, 1965;
8:48 a.m.]

[Rev. S.O. 562, 2d amended Taylor's I.C.C.
Order 185]

RAILROADS SERVING CERTAIN STATES

Diversion and Rerouting of Traffic

In the opinion of Charles W. Taylor, Agent, railroads serving the States of Illinois, Iowa, Minnesota, Missouri, and Wisconsin are unable to transport traffic routed over their lines because of flood conditions.

It is ordered, That:

(a) Rerouting of traffic: Railroads serving the States of Illinois, Iowa, Minnesota, Missouri, and Wisconsin being unable to transport traffic in accordance with shippers routing because of flood conditions are hereby authorized to divert and reroute such traffic over any available route to expedite the movement regardless of the routing shown on the waybill. The billing covering all such cars rerouted shall carry a reference to this order as authority for the rerouting.

(b) Concurrence of receiving roads to be obtained: The railroad desiring to divert or reroute traffic under this order shall confer with the proper transportation officer of the railroad to which such traffic is to be diverted or rerouted,

and shall receive the concurrence of such other railroad before the rerouting or diversion is ordered.

(c) Notification to shippers: Each carrier rerouting cars in accordance with this order shall notify each shipper at the time each car is rerouted or diverted and shall furnish to such shipper the new routing provided under this order.

(d) Inasmuch as the diversion or rerouting of traffic by said Agent is deemed to be due to carrier's disability, the rates applicable to traffic diverted or rerouted by said Agent shall be the rates which were applicable at the time of shipment on the shipments as originally routed.

(e) In executing the directions of the Commission and of such Agent provided for in this order, the common carriers involved shall proceed even though no contracts, agreements, or arrangements now exist between them with reference to the divisions of the rates of transportation applicable to said traffic; divisions shall be, during the time this order remains in force, those voluntarily agreed upon by and between said carriers; or upon failure of the carriers to so agree, said divisions shall be those hereafter fixed by the Commission in accordance with pertinent authority conferred upon it by the Interstate Commerce Act.

(f) Effective date: This order shall become effective at 4 p.m., April 16, 1965.

(g) Expiration date: This order shall expire at 11:59 p.m., April 23, 1965, unless otherwise modified, changed, suspended, or annulled.

It is further ordered, That this order shall be served upon the Association of American Railroads, Car Service Division, as Agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement and by filing it with the Director, Office of the Federal Register.

Issued at Washington, D.C., April 16, 1965.

INTERSTATE COMMERCE
COMMISSION,

[SEAL]

CHARLES W. TAYLOR,
Agent.

[F.R. Doc. 65-4211; Filed, Apr. 21, 1965;
8:48 a.m.]

ORGANIZATION MINUTES

Vice Chairman and Accounting and Valuation Board

APRIL 14, 1965.

The Interstate Commerce Commission has amended its organization minutes, being assignment of work, business and functions pursuant to section 17 of the Interstate Commerce Act, as amended, issue of March 7, 1961, revised to May 1, 1961 (26 F.R. 4773, 5167, 8434, 10991, and 12789; 27 F.R. 1234, 1747, 2500, 3830, and 9997; 28 F.R. 198, 896, and 8185; and 29 F.R. 3027, 4935, 11401, 12503, 14517, 16846, and 18403) as follows:

Under the heading Assignment of Duties to Individual Commissioners, Item 6.3, *Vice Chairman of the Commission*, paragraphs (a), (b), (c), (d), and (k) are amended to read as follows:

(a) Authority to permit the use of prescribed accounts for carriers and other persons under Parts I, II, III, and IV, which by provisions of their own texts require special authority when such request is certified to the Vice Chairman by the Accounting and Valuation Board or recalled by the Vice Chairman.

(b) Authority to permit departures from general rules prescribing uniform systems of accounts for carriers and other persons under Parts I, II, III, and IV, when such request is certified to the Vice Chairman by the Accounting and

Valuation Board or recalled by the Vice Chairman.

(c) Authority to prescribe by order, rates of depreciation to be used by individual carriers by railroad, water and pipeline, when such request is certified to the Vice Chairman by the Accounting and Valuation Board or recalled by the Vice Chairman.

(d) Authority to issue special authorizations permitted by the prescribed regulations governing the destruction of records of carriers subject to Parts I, II, III, and IV, when such request is certified to the Vice Chairman by the Accounting and Valuation Board or recalled by the Vice Chairman.

(k) Valuation reports in connection with matters which do not involve the taking of testimony at a public hearing, or the submission of evidence by opposing parties in the form of affidavits when such reports are certified to the Vice Chairman by the Accounting and Valuation Board or recalled by the Vice Chairman.

Under the heading Assignment to Boards, new Item 7.13, *Accounting and Valuation Board*, reading as follows, is added:

7.13 Accounting and Valuation Board: Determination of matters set forth in Item 6.3 (a), (b), (c), (d), and (k). The board may certify to the Vice Chairman any matter which, in the board's judgment, should be passed upon by the Vice Chairman, and the Vice Chairman may recall any matter from the Accounting and Valuation Board.

[SEAL]

BERTHA F. ARMES,
Acting Secretary.

[F.R. Doc. 65-4210; Filed, Apr. 21, 1965;
8:48 a.m.]

CUMULATIVE LIST OF CFR PARTS AFFECTED—APRIL

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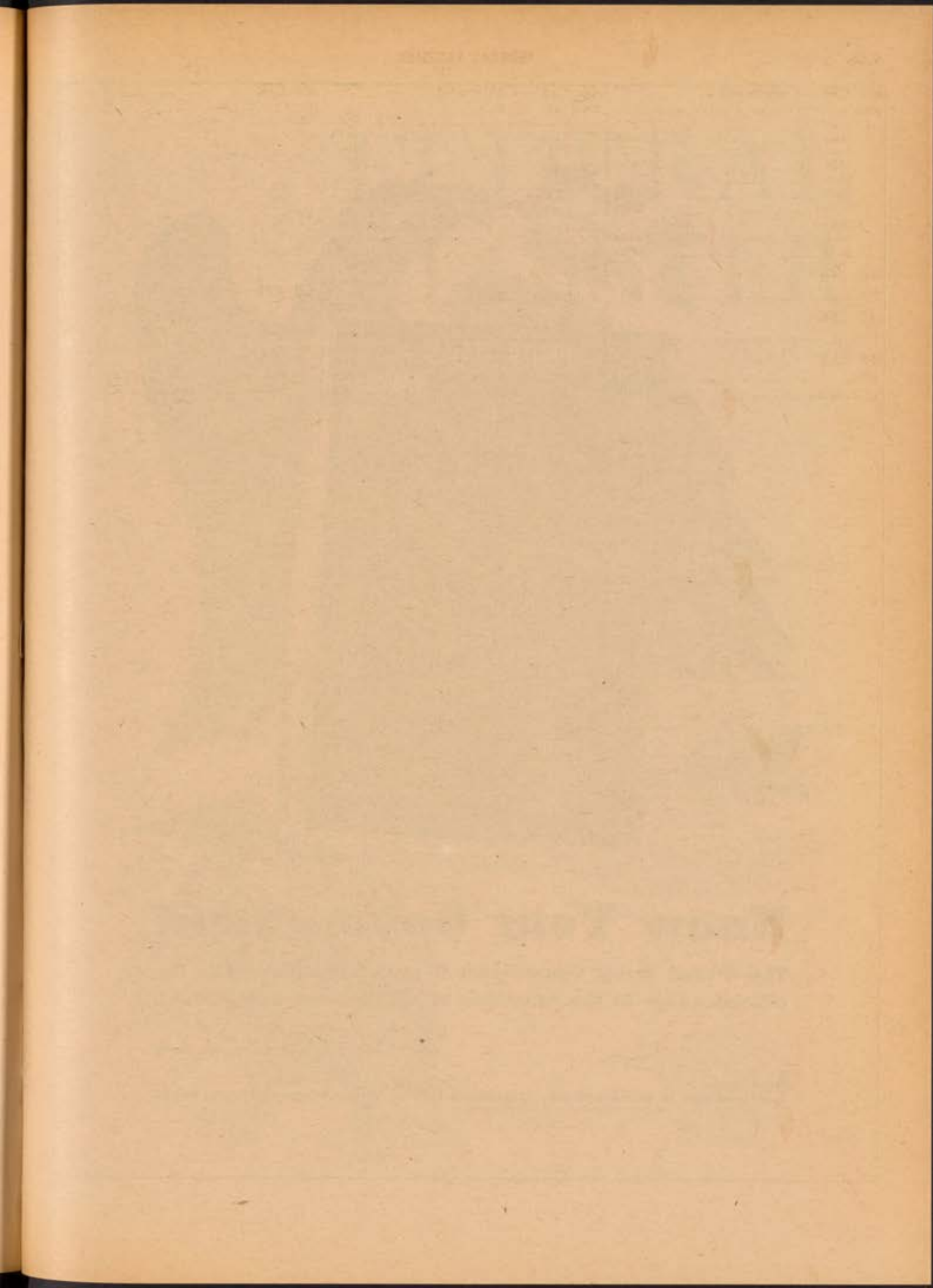
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